

IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Electronically Filed
Aug 31 2021 04:11 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

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HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
COTTONWOOD, ID 83522**

**BRENT L. RYMAN
ERICKSON, THORPE & SWAINSTON, LTD
99 WEST ARROYO STREET
RENO, NV 89509**

**TYLER J. INGRAM, ESQ.
ELKO COUNTY DISTRICT ATTORNEY
540 COURT STREET, 2ND FLOOR
ELKO, NV 89801**

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IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

VOLUME 1

HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
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ELKO, NV 89801**

Case # DC-CV-20-115

Exp # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF
THE STATE OF NEVADA, IN AND FOR THE COUNTY
OF ELKO

Shannon David McCoy
Plaintiff,

vs

Aitor Navariza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Bobby Atkins, Sergeant
Melby Edmund, Sergeant
Richie Lagarda, Deputy
Jordan Greenberg, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve Satterthwaite, Sergeant

Defendants

Motion To
Proceed as
Indigent Person
(Form of Pauper's)

Verdict Trial Demanded

Comes now plaintiff Shannon David McCoy
in Person as a Indigent Person Under
Nevada Revised Statute 12.015

Comes now Under affidavit, Shannon David
McCoy and, declares under penalty of
perjury that Plaintiff total assets are 0
dollars no checking account, no savings
account, Plaintiff does not even own
a car, Plaintiff ask this Honorable
Court Under Rules of NRS 12.015
actions involving indigent person Under
Rule 8 (a) and 1.1(a) to proceed in
this case as Indigent Person. The
Only money plaintiff gets is Gift money
from his ex-wife Rosita McCoy and this
case is ripe for Action based on Constitution
and Rights being Violated. NRS 211.140
Respectfully,
Shannon McCoy Pro-Se
P.O. Box 2078, Elko NV. 89801

RESIDENT HISTORY REPORT

Page 1 of 1

Elko County Jail

11/02/2020 14:17

ST 23 | OPR d5888

SO Number : 633221

Resident Name : MCCOY, SHANNON DAVID

Time Frame : 04/01/2020 06:00:00 - 11/01/2020 23:59:59

Date	Time	Type	ST	OPR	Receipt #	Amount	Balance
07/18/2020	16:41	ReIntake	1	XML	A12314	\$0.00	\$0.00
08/21/2020	06:53	EF Commissary	1	cobra	A13198	\$25.00	\$25.00
08/21/2020	06:53	Rec Payment	1	cobra	A13199	\$5.00	\$20.00
08/24/2020	16:04	Order	16	cobra	P189	\$16.59	\$3.41
08/26/2020	10:23	Order	16	cobra	P197	\$3.35	\$0.06
09/08/2020	19:41	EF Commissary	1	cobra	A13749	\$50.00	\$50.06
09/08/2020	19:41	Rec Payment	1	cobra	A13750	\$10.00	\$40.06
09/09/2020	14:14	Order	1	cobra	A13788	\$4.00	\$36.06
09/09/2020	20:59	Order	1	cobra	A13812	\$30.89	\$5.17
09/09/2020	21:02	Order	1	cobra	A13813	\$4.74	\$0.43
10/10/2020	16:31	EF Commissary	1	cobra	A14846	\$50.00	\$50.43
10/10/2020	16:31	Rec Payment	1	cobra	A14847	\$10.00	\$40.43
10/14/2020	15:09	Order	1	cobra	A14982	\$19.15	\$21.28
10/18/2020	15:48	Order	10	cobra	J85	\$3.00	\$18.28
10/18/2020	16:00	Order	10	cobra	J86	\$17.66	\$0.62
10/19/2020	14:00	Credit	1	cobra	A15115	\$1.58	\$2.20
10/28/2020	06:46	Phone Refund	1	cobra	A15398	\$0.00	\$2.20

VERIFICATION UNDER PENALTY OF PERJURY

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge, and is made without benefit of a notary pursuant to NRS 208.165, and 28 USC § 1746 as I am an incarcerated person.

Dated this 2nd day of November, 20

By: Shannon McElroy
Prisoner P.O. Box 2028
EIKO NV. 89801

I put in the mail 2 copies in the US mail under Rule 5(c)(2), 2 copies to

EIKO District Court Clerk
550 Idaho Street 3rd Floor
EIKO NV. 89801-3518

(Motion to Proceed as Indigent Person
(Form of Paupers))

Case #

DEPT. #

IN THE FOURTH JUDICIAL DISTRICT COURT OF
THE STATE OF NEVADA, IN AND FOR THE COUNTY
OF ELKO

Shannon David McCoy

Plaintiff,

Complaint

vs.

Aitor Navariza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Bobby Atkins, Sergeant

Melvin Edgeman, Sergeant

Richie Sparks, Deputy

Jordan Greber, Deputy

Doug Holladay, Deputy

ELKO County Jail

Steve Satterthwaite

Defendants,

Jury Trial Demanded

Come now, Shannon David McCoy, Plaintiff
in the Above-titled Case, in, by, so
and attached to the Complaint is the
Points and Authorities and Grievances, Kites
to support the Denial of a Constitutional
Right.

Verified Complaint for Damages, Intentional Tort and Negligent Tort, Under Nevada Revised Statute it's just a Tort Claim

1.) This is a State tort claim, filed by Shannon David McCoy, plaintiff; alleging a Constitutional Violation to have adequate access to Courts which is a Constitutional Right. It's also a Nevada Constitutional Right and Under NRS 211.140 Control of prisoners. And Under *Foresta v. United States* Plaintiff has a right to self represent with Equal Protection of the Law.

2.) It's clear there are Intentional and Just pure Negligent's on Defendants part which has Caused Emotional Distress, Libel and Cruel and Unusual punishment Just by plaintiff trying to get his Constitutional Right.

3.) All Defendants are Under Color of State Law and has Caused Mental Injury along with emotional Distress. Plaintiff seeks damages Under 41,035

Jurisdiction

4.) All Defendant work at the ELKO County Jail under the Sheriff Aitor Narvaiza, and Plaintiff was housed at the ELKO County Jail which is in the 4th Judicial District Courts Jurisdiction at all Relevant times in this action under NRS 41,039

5.) ELKO County Jail and Defendants Pursuant to NRS 12.105, State and local governments may be Sued and is in this Courts Jurisdiction.

Parties

6.) Plaintiff, Shannon David McCoy at all relevant times was a pretrial Detainee housed at the ELKO County Jail at ELKO NV. 775 West Silver St. 89801 (P.O. Box 3028 ELKO NV. 89803)

7.) Aitor Narvaiza, Sheriff at all Relevant time been the Sheriff, at the ELKO County Jail

8.) Michael Silva, Lieutenant at all Relevant times been the Lieutenant, at the ELKO County Jail.

- 9.) John OGDHAM, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.
- 10.) Bobby Atkins, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.
- 11.) Melvyn Edgeman, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.
- 12.) Richie Jaspard, Deputy at all relevant times been a Deputy at the ELKO County Jail.
- 13.) Jordan Grebenc, Deputy at all relevant times been a Deputy at the ELKO County Jail.
- 14.) Darcy Holladay, Deputy at all relevant times been a Deputy at the ELKO County Jail.
- 15.) ELKO County Jail at all times was controlled by Aitor Nolasco, Sheriff in ELKO County.
- 16.) Steve Satterthwaite, Sergeant at all times relevant was a Sergeant at ELKO County Jail.
- 17.) All Defendant being sued in their official and individual capacity.

Exhaustion of Available Remedies

18.) On 7/31/2020 put Grievance in over trying to watch video which was discovery

19.) On 8/7/2020 at 2:35:54 pm was told not Grievable

20.) On 8/10/2020 at 6:47:08 pm Plaintiff wishes to appeal.

21.) On 10/18/2020 at 7:55:33 pm there is a date but no Sheriff's Signature. Only have 5 days to answer or it's done.

22.) On 8/13/2020 Plaintiff put another Grievance in #10430 this one was based on there not mailing my legal mail

23.) On 8/11/2020 7:59:27 Am, not Grievable, but 2 other people answered it.

24.) Plaintiff on 8/11/2020 at 1:10:26 pm wished to appeal it

25.) On 10/18/2020 at 7:55:52 pm has a date but again no Sheriff's Signature and past the 5 days per their Policy (CCJ)

26.) on 8/5/2020 Plaintiff put in Grievance trying to watch his Discovery before he had to go to preliminary.

27.) Plaintiff on 8/7/2020 at 10:11:04 accepted Resolution as they showed me how to play Disc the night before my preliminary hearing.

28.) on 8/25/2020 Plaintiff put another Grievance in at 10:44:16 Am Stating Computer incorrect and that plaintiff has a Constitutional Right to proper access to Courts.

29.) on 8/31/2020 at 4:31:52 pm Plaintiff wished to appeal.

30.) on 10/18/2020 at 7:57:37 pm on Sheriff's Signature again. Per their Policy 5 day Expires. But why is Sheriff never Responding.

31.) on 9/3/2020 another Grievance and 10/9/2020 another Grievance and nothing fixed.

32.) 9/28/2020 and 10/12/2020 more Grievances but Plaintiff access still denied.

Complaint

33.) On August 4, 2020 at 10:35 Am in Case # E1-JC-CR-F20-3808 Order granting Defendant's motion to proceed in proper person (Exhibit 1)

34.) On August 4, 2020 Judge Elias Gricechea made plaintiff take Standby Council against Plaintiff's objection.

35.) On September 18, 2020 at 4:25 pm Plaintiff was granted Motion to proceed as Indigent Person Under NRS 12.015 Case # DC-CV-20-83 Exhibit 2

36.) On 7/23/2020 Plaintiff put Kitey in trying to get proper legal Document and access to law library which was not (Exhibit 3-1)

37.) On 7/31/2020 at 3:53:54 pm Plaintiff put Grievance in on Quote "Need proper access to Court with updated material per the Six Amendment also need to watch video on property, see Exhibit 4-1

38.) According Holladay, Deputy, Sgt Atkins and Lt Silva, this is not Grievable.

39.) On 8/1/2020, Plaintiff put Kite in asking to get the Computer Updated See Exhibit 3-2

40.) Response by Defendant Richie Jaspard Despite The Computer is the one you got. at 8:19 pm, on 8/1/2020

41.) Deputy Richie Jaspard didn't even try to help plaintiff anyway.

42.) Plaintiff had to get motions out but the County Jail would not give Plaintiff manilla Envelope to send out mail made me miss time frame.

43.) On 8/3/2020 at 6:45:34 Plaintiff put grievance in there in effective Court Records are not enough Paper or Paper-Envelopes and there lack of mailing legal work out See Exhibit 4-2

44.) On 8/4/2020 Plaintiff put Kite in to watch Disc. (Discovery) See Exhibit 3-3

45.) On 8/5/2020 at 6:49:24 Plaintiff put Grievance in to watch the Disc. (Discover) This was my last option. See Exhibit 4-3

191
46.) It took plaintiff over a week to watch the disc watch was Discovery to Criminal Case got to watch it 1 day before a Preliminary Hearing.

47.) On 8/25/2020 put Grievance in at 8/25/2020 at 10:44:46 Am Quote "Have asked to get Computer Updated with new laws that have recently come into affect, But I have had no help, this is a due process Violation and equal protection Clause Violation Under the United States Constitution: Murray v. Giarrata 492 U.S. 1, 11 N.B. 109 S. Ct. 2065, 271 N.B. 106 L.Ed. 2d 1, 12 N.B. I'm representing myself and you are denying me proper access to the Courts please Update Computer Exhibit 4-4

48.) This is a month and a half since ~~after~~ Plaintiff got arrested and was being Priced on Misdemeanor charges. Fighting Everyday what is suppose to be plaintiff's Rights is inadequate law library Under the United States Constitution

49.) On 8/31/2020 at 4:31:52 pm Plaintiff wished to appeal to Sheriff. See Exhibit 4-4

1910
50.) On 10/18/2020 at 7:57:37 pm on Grievance
But again in Response by Sheriff, Exhibit 4-4

51.) On 8/26/2020 Plaintiff put a Kite in it
States Quote "I have trial on September 22,
2020, I have 5 motions to put in and a
half hr every night is not even close to enough
time to properly represent myself, don't care
if you wake me up at 3am so I can
get enough time to properly do my case it
takes a lot of research, thank you for your time
not having work for 3 days has really set me
back. See Exhibit 3-4

52.) On 8/30/2020 Plaintiff put Kite in
asking to get Disc (Discovery) so (ask)
print pictures off of it so I could get
motion in on time. Exhibit 3-5

53.) Plaintiff typed for 4 days pages and
everyday until had to put Kite as was
being reviewed.

54.) On 8/31/2020 Plaintiff put Kite in Quote
"Night Shift on 8/30/2020 Violated my access
to Courts, they used my motion needed to
go out from my Kite the answers at 6:30
pm on the 30th of August, this a blather

disregard to my Constitutional right and made me miss my time frame to answer a motion put in by prosecution under JCLCP 9(3). How are you going to fix it this? Exhibit 3-12

55.) Defendant Doug Holladay's response to (Exhibit 3-12) Kite 9/1/2020 7:55 pm
How do you believe the other Night Shift Violated your Right? Need more Context

56.) Plaintiff is baffled to this Response, this is adequate Access that Plaintiff is getting.

57.) On 9/3/2020 at 1:10:08 pm plaintiff put Grievance in, due to there being no Police legal mail and them not having Envelopes big enough for mailing, Plaintiff left legal mail on top of Envelope 6 days later came back to me sealed but not mailed See Exhibit 4-5

58.) Plaintiff on 9/12/2020 at 7:50:12 Am wishes to appeal Exhibit 4-5

59.) On 10/18/2020 at 7:57:59 on Sheriff's Report on the appeal for final step Exhibit 4-5

60.) On 9/4/2020 at 7:04:26, Plaintiff put Grievance in Quote " on 09/03/2020 at around 100 pm I put grievance in over my legal mail that had to be out on 08/30/2020. Not sure how the same crew that made me miss my dead line answers my grievance, but to put salt on it, they flat out lied in the response of that grievance; Sgt Atkins and Canada (Jordan Gibson) blatantly lied, when I put my legal mail through the slot the 2 motions where not even folded and envelope was sitting on top of the motion." Exhibit 4-13

61.) Plaintiff will subpoena video tapes of that night to prove, officers are lying. This is there adequate legal access to the Cante and Cover each other in there lies.

62.) On 9/13/2020 put Kite in as Plaintiff being denied law library for 3 days. Exhibit 3-6

63.) On 9/16/2020 Plaintiff put Kite in trying to get a phone call into Deputy DA Chad Thompson on Brex Mitchell, See Exhibit 3-7

1913
64.) Plaintiff was denied this as well which a real lawyer has access to call DA why not the Plaintiff.

65.) Plaintiff on 9/24/2020 at 11:42:39 Am put Grievance in because again was being denied law library access on Sgt Adkins Crew Exhibit 4-10

66.) Plaintiff on 9/29/2020 at 4:29:32 pm wished to appeal Exhibit 4-10

67.) On 10/18/2020 at 8:00:08, on Exhibit 4-10 no signature to Sheriff why is it the Sheriff never answers a Grievance But Under IRS 248.050 He Controls the Jail.

68.) On 10/7/2020 at 10/7/2020 at 10:41:40 Am Put Grievance in over my mail being tampered with See Exhibit 4-12

69.) No Sheriff's signature again and was denied putting a Criminal Complaint in See Exhibit 4-12 Filed Complaint against Corporal Ortiz with ELKO Police Department.

70.) Plaintiff on 10/7/2020 on a Kite asked for Booking Sheet See Exhibit 3-8

71.) Deputy Tordans Greenhouse on 10/7/2020 at 7:58 pm Denied me my booking sheet Exhibit 3-8

72.) On 10/9/2020 at 4:01:16 pm Plaintiff put in Grievance over Booking Sheet See Exhibit 4-7

73.) On 10/14/2020 at 10:56:30 pm Sergeant Melony Edmond arranged pick up of Booking Sheet. This should have been handled with Kite she said. See Exhibit 4-7

74.) 7 days later to finally get what I need and Plaintiff did put Kite in and was denied. This is a everyday fight for my right to a adequate access to the Courts.

75.) Please review the rest of Exhibits as Plaintiff waited 4 days for Federal Case law. And Court can't wait no longer, so Plaintiff could get amended writ of Habeas Corpus out.

76.) The law library has no federal or Supreme Court Rulings on Cases. It has no Shepard Citations to make sure your Case Law you use is good. How is this adequate.

77.) The legal mail Don't go out and Elko County Jail does not log incoming or Outgoing legal mail.

78.) Officers tampering with mail have to leave it open if you want it to go out.

79.) Law Library is too late at night already have sleep deprivation as light are on all night over 3 weeks.

80.) Can't access District Attorneys office if Represent yourself.

81.) Plaintiff has fought everyday to try and fight his Case with no help from Courts of Elko County Jail's Inadequate Access to Courts under any Standard.

Claims of Relief

82.) Every Defendant had a Duty of Care and took a oath. Each Defendant failed which caused Emotional Distress even as ~~the~~ Plaintiff is writing this.

83.) Every Defendant has lied, Culpable Negligence, Mist Negligence, Concurrent Negligence, Neglect, gross neglect

84.) Every Defendant has hindered Plaintiffs Constitutional Right and could cause him a deprivation of his liberty due to the negligence.

Relief

85.) Every Defendant is being Sued in there Official Capacity for 100,000.00 Dollars each, Interest to Encure from the time of Judgement.

86.) Every Defendant is being sued in their individual capacity for \$50,000.00 dollars each. Interest to accrue from the time of Judgment.

Dated this _____ day of _____ 2020

Signed BP: _____ Per-Sc

P.O. Box 2028

EIKO NV 89803

(775 W. Silver St. EIKO NV 89803)

EXHIBIT 1

CASE NO. EIJCCR F203808

2020 AUG -4 AM 10:35

IN THE JUSTICE'S COURT OF THE ELKO TOWNSHIP
COUNTY OF ELKO, STATE OF NEVADA

CLERK

M

THE STATE OF NEVADA,

Plaintiff,

vs.

**ORDER GRANTING
DEFENDANT'S MOTION
TO PROCEED IN
PROPER PERSON**

Defendant.

Shannon David McCoy

Having reviewed the written Waiver of Right to be Represented by a Lawyer on file in the above-captioned case, and having conducted any necessary hearing on the above-captioned defendant's Motion to Proceed in Proper Person, the Court hereby makes the following findings:

INITIALS

SLM

The defendant is competent to waive his or her constitutional right to be represented by a lawyer.

SLM

The defendant is waiving the right to counsel freely, voluntarily and knowingly, and has a full appreciation and understanding of the waiver and its consequences.

(09/10/07)

EXHIBIT 2

Case No. DC-CV-20-83

Sept. No. 1

FILED

2020-SEP-18 P 4:25

In The Fourth Judicial District Court
of the State of Nevada, To and For the
County of Elko

Shannon David McLean
Plaintiff,

vs

Motion to

Aitor Navariza, Sheriff
Elko County Jail
Michael Silva, Lieutenant
Bobby Adkins, Sergeant
Jordan Greben, Deputy
Richie Laspore, Deputy
John Deitch, Deputy
E. Gonzalez, Deputy
Defendants

Proceed as

Indigent Person

(Form of Phosphorus

Jury Trial Demanded

Plaintiff Comes now and is currently
detainee

EXHIBIT 3

INMATE REQUEST FORM

3-1

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 7/23/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): E6

REQUEST (Solicitud):

this is the second court hearing with no access to legal docuents mus b nice no oallow legal access o some one fighting there case and usin this kiosk that sucks dick

REPLY:

YOU SHOULD BE GETTING SOMETHING AFTER YOU HAVE COURT.

DATE 7/23/2020

TIME: 7:42 PM

DEPUTY: JIM

INMATE REQUEST FORM

3-2

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 8/1/2020

SO No. (Numero de booking): 6332219824

CELL (Ubicacion): D4

REQUEST (Solicitud):

need law library tonight also need up dated the computer

REPLY:

the computer is the one you got. I will add you to the list.

DATE 8/1/2020

TIME: 8:19 PM

DEPUTY: lespade.

INMATE REQUEST FORM

3-3

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 8/4/2020SO No. (Numero de booking): 633221CELL (Ubicacion): D4

REQUEST (Solicitud):

need watch my disc that ar in my property and go to law library

REPLY:

I WILL PUT YOU ON THE LL LIST TNIGHT

DATE 8/4/2020TIME: 7:22 PMDEPUTY: ALGERIO

INMATE REQUEST FORM

3-4/

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 8/26/2020SO No. (Numero de booking): 633221CELL (Ubicacion): D3

REQUEST (Solicitud):

i have trial on september 22,2020 , i have 5 motions to put in and a half hr everynight is not even close to enough time to properly represent myself ,dont care if you wake me up at 3 am so i can get enough time to properly do my case it takes alot of research ,thak you for your time not having ink for 3 days has really set me back.

REPLY:

I will print this out and pass it along to the supervisors

DATE 8/26/2020TIME: 5:39 PMDEPUTY: Furbee

INMATE REQUEST FORM

3-5

NAME (Nombre): SHANNON MCCOY DATE (Fecha): 8/30/2020

SO No. (Numero de booking): 633221 CELL (Ubicacion): D1

REQUEST (Solicitud):

need to get the right disc so i can copy pictures off so i can put motion in today is my last day to get in mail before midnight

REPLY:

OK

DATE 8/30/2020 TIME: 6:33 PM DEPUTY: TRIMBACH

INMATE REQUEST FORM

3-12

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 8/31/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): D1

REQUEST (Solicitud):

Night shift on 8/30/2020 violated my access to courts , they new my motion needed to go out from my kite they answered at 6:30 pm on the 30 th of august this is a blatten disregard to my constitutional right and made me miss my time frame to answer a motion put in by procecutor ,under JCRCP 9 (3) . HOW ARE YOU GOING TO FIX THIS?

REPLY:

HOW DO YOU BELIEVE THE OTHER NIGHT SHIFT VIOLATED YOUR RIGHTS? NEED MORE CONTEXT.

DATE 9/1/2020

TIME: 7:55 PM

DEPUTY: HOLLADAY

INMATE REQUEST FORM

3-6

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 9/13/2020SO No. (Numero de booking): 633221CELL (Ubicacion): B2

REQUEST (Solicitud):

law library tonight please ,have been denied access for 3 days,

REPLY:

ok I will add you to the list.

DATE 9/13/2020TIME: 1:53 PMDEPUTY: lespade

INMATE REQUEST FORM

3-7

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 9/16/2020SO No. (Numero de booking): 633221CELL (Ubicacion): B1

REQUEST (Solicitud):

law library and need to make a call to chad thompson & brea Mitchell district attorneys thanks due to the time issue and mail no way to get ahold of them before my trial any other way pretty sure Lt. told thompson that it was ok not 100% sure though. thanks

REPLY:

I will add you to the list. The DA's office is closed when we come on shift.

DATE 9/16/2020TIME: 6:15 PMDEPUTY: Grebenc

INMATE REQUEST FORM

3-8

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 10/7/2020SO No. (Numero de booking): 633221CELL (Ubicacion): B2

REQUEST (Solicitud):

law library and would like booking sheet and what im being held on from original booking sheet for my case, also printer needs ink thanks

REPLY:

You cannot have a booking sheet.

You are currently being held on a fugitive from justice, possession of a controlled substance, possess/receive forged instrument. You have been OR's on your battery case.

You will be added to the law library list.

DATE 10/7/2020TIME: 7:58 PMDEPUTY: Grebenc

Kite

3-9

S# 633771

DOB 05/19/75

As a Retrial Detainee I'm innocent
tell proven Guilty and still hold all my
rights as long as you safe and secure
(institution) so I would like a Citizen
Complaint Form and a copy of your
manual so I can lodge formal complaint
against you and deputies that don't
do there job. Thank you -
Can I please get a copy of this
Kite.

Harold McCoy

Dated this 29th Day of October 2020

3-10

Kite

So explain to me how Richie Lasparle Harb's
 and Tracy does not try to help in any
 way and is rude, then I ask him
 to turn Camera on which he denies
 me 2 (Thought If Inmate ask Suppose to
 be turned on) This is the second time
 this has happened only he refused to turn
 on Camera the last time 6 times. Then
 I ask for Sgt 3 times on intercom.
 This is all evidence for my law Suite
 in the Courts which I'm being denied
 my Doctors Prescription which has cause
 my right eye to go Blind. Then on my
 Court Case I've asked for Case law
 because the Courts say Adequate law
 library and yours is not which I
 was denied then ask for Sgt for
 7 days and no Sgt comes to talk for
 me. This is for my law Suite Please
 give me a Copy on it all Just
 Retaliation because I do have 2
 law Suites against this Jail.

Shannon M. E.

Date 11/1/2020

want Copy thanks

EXHIBIT 4

Prisoner Name: MCCOY SHANNON SO#: 6332219824 Date: 7/31/2020
Last First Middle
Housing Unit#: D4 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

need proper access to court with up to date material per the six amendment also need to attach video on property

Prisoner's Signature: shannon mccoy Date/Time: 7/31/2020 3:53:54 PM
Receiving Officer Signature: HOLLADAY Date/Time: 7/31/2020 7:48:03 PM
Officer's Response:
THIS IS NOT A GRIEVANCE. PLEASE PUT IN AN INMATE KITE. I ALSO DON'T UNDERSTAND WHAT YOU ARE ASKING.

Officer's Signature: HOLLADAY Date/Time: 7/31/2020 7:48:03 PM
Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
Request Review by Supervisor: shanon mccoy Date/Time: 8/1/2020 7:11:56 PM
Supervisor Review:
THIS IS NOT A GRIEVANCE

Supervisor's Signature: SGT. ADKINS Date/Time: 8/1/2020 10:11:07 PM
Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 8/1/2020 7:11:56 PM
Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____
Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoy Date/Time: 8/3/2020 6:42:16 PM

Jail Commander's Response:

This is not a grievance. Place a request and make sure you spell correctly, so staff may understand what you are asking for.

Jail Commander's Signature: Lt. Silva Date/Time: 8/7/2020 2:35:54 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoy Date/Time: 8/10/2020 6:47:08 PM

Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 7:55:33 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: Date: 8/3/2020
Last First Middle

Housing Unit#: Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

due to your inaffective court procedures you have made me miss my time frame but you dont care but you will

motion under

Prisoner's Signature: SHANNON D. MCCOY Date/Time: 8/3/2020 6:45:34 PM

Receiving Officer Signature: JIM Date/Time: 8/3/2020 10:18:04 PM

Officer's Response:

WE DO NOT DETERMINE WHEN THE COURT DECIDED TO SEE PEOPLE THEY DO. IF YOU WOULD LIKE TO MAKE A COMPLAINT WITH THEM ABOUT THIS ISSUE YOU CAN DO SO DURING YOUR NEXT COURT HEARING.

Officer's Signature: JIM Date/Time: 8/3/2020 10:18:04 PM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: shannon d. mccoey Date/Time: 8/4/2020 4:31:30 PM

Supervisor Review:

WE HAVE NO CONTROL OF THE COURT PROCEDURES

Supervisor's Signature: SGT. ADKINS Date/Time: 8/7/2020 8:09:32 PM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 8/4/2020 4:31:30 PM

Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoey Date/Time: 8/10/2020 6:47:50 PM

Jail Commander's Response:

This is not a grievance, there isn't any detail to the issue, the inmate is having.

Jail Commander's Signature: Lt. Silva Date/Time: 8/11/2020 7:59:29 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoey Date/Time: 8/11/2020 1:10:26 PM

Sheriff's Response:

Sheriff's Signature: Date/Time: 10/18/2020 7:55:52 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 8/5/2020
Last First Middle
Housing Unit#: D4 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

2 days before preliminary hearing and still have not seen my disc for discovery this is such a violation of my right its pathetic and a straight violation under the constitution should really shock and aw the judgein my suite

Prisoner's Signature: SHANNON MCCOY Date/Time: 8/5/2020 6:49:24 PM
Receiving Officer Signature: HOLLADAY Date/Time: 8/5/2020 7:47:15 PM
Officer's Response:
YOU GET IT EVERY NIGHT WHEN YOU GO TO LAW LIBRARY. YOU WILL BE SHOWN TONIGHT HOW TO PLAY THE DISK.

Officer's Signature: HOLLADAY Date/Time: 8/5/2020 7:47:15 PM
Prisoner's Signature: shannon mccoey Accept Officer's Resolution: ☒ Date/Time: 8/7/2020 10:11:04 AM
Request Review by Supervisor: Date/Time: _____
Supervisor Review:

Supervisor's Signature: Date/Time: 10/18/2020 7:56:12 PM
Review at Request of Prisoner: Or by Policy: Yes Date/Time: _____
Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time: _____
Appeal Process:
I wish to appeal this grievance to the Jail Commander or his designee:
Prisoner's Signature: Date/Time: _____
Jail Commander's Response:

Jail Commander's Signature: Date/Time: _____

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Date/Time: _____
Sheriff's Response:

Sheriff's Signature: Date/Time: _____

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 8/25/2020
Last First Middle
Housing Unit#: D3 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

Have asked to get computer updated with new laws that have recently come into affect , but i have had no help this is a due process violation and equal protection clause violation under the united states constitution ; Murray v.Giarratano,492 U.S. 1, 11 n.6, 109 S. Ct. 2765, 271 n.6, 106 L. Ed. 2d 1,12 n.6, I'M representing myself and you are dening me proper access to the courts please update the computer

Prisoner's Signature: Shannon McCoy Date/Time: 8/25/2020 10:44:46 AM

Receiving Officer Signature: Hatch Date/Time: 8/29/2020 8:58:16 AM

Officer's Response:

A Sergeant has spoken to you about this issue.

Officer's Signature: Hatch Date/Time: 8/29/2020 8:58:16 AM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: Shannon M cCoy Date/Time: 8/29/2020 4:33:19 PM

Supervisor Review:

I WILL LET THE LT. KNOW TO SEE IF HE CAN UPDATE THE LAW LIBRARY COMPUTER

Supervisor's Signature: SGT. ADKINS Date/Time: 8/31/2020 4:56:39 AM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 8/29/2020 4:33:19 PM

Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Shannon D. McCoy Date/Time: 8/31/2020 12:04:44 PM

Jail Commander's Response:

When we get the update, the computer will be updated. It doesn't ha[[en overnight. If you know what you are looking for, please tell us the title and we will look for it.

Jail Commander's Signature: Lt. Silva Date/Time: 8/31/2020 1:29:24 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: SHANNON MCCOY Date/Time: 8/31/2020 4:31:52 PM

Sheriff's Response:

Sheriff's Signature: Date/Time: 10/18/2020 7:57:37 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/3/2020
Last First Middle
Housing Unit#: D1 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

on the 29,28 of august 2020 ask for my cd disc which i still have not got to watch so i could get pictures i need for my opposition to prosecutors motion to get restitution which had to be mailed out by the 30th of august , talked to officer hatch on day shift on the 30th and asked if he could get my disc and make me copys and he did.. i still needed to make copys so put in for law library then put kite in explaining that motion had to go out that day this kite was answered by night shift at 630 pm by night shift. i got done with law library and put one

Prisoner's Signature: shannon mccoey Date/Time: 9/3/2020 1:10:08 PM

Receiving Officer Signature: Grebenc Date/Time: 9/3/2020 9:36:48 PM

Officer's Response:

I spoke to Sergeant Adkins and Deputy LeSpade. I was told that the envelope that you handed us was sealed and was too thick to place through the stamp machine. Sergeant Adkins asked Deputy LeSpade to hand it back to you and have you place it in an unsealed envelope for us to mail out that night.

Officer's Signature: Grebenc Date/Time: 9/3/2020 9:36:48 PM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: shannon mccoey Date/Time: 9/4/2020 11:24:11 AM

Supervisor Review:

WHEN I GOT THE ENVELOPE IT WAS SEALED I TOLD DEPUTY LESPAD E TO BRING IT BACK TO YOU AND PUT IT IN ANOTHER ENVELOPE AND DO NOT SEAL IT SO WE CAN STAMP IT AND THEN WE WILL SEAL IT AND SEND IT OUT AND FOR AS YOUR DEAD LINE I AM SORRY THAT YOU MISSED IT BUT YOU SHOULDN'T WAITED UNTIL THE LAST DAY TO SEND IT OUT

Supervisor's Signature: SGT. ADKINS Date/Time: 9/5/2020 3:33:40 AM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 9/4/2020 11:24:11 AM

Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Shannn D. McCoy Date/Time: 9/5/2020 11:02:29 AM

Jail Commander's Response:

All legal mail needs to be unsealed so a deputy can inspect it for contraband. You mail came sealed. It clearly states in the inmate handbook legal mail needs to be unsealed to check for contraband and then sealed in front of the inmate. You failed to follow directions. Also, if the issue started on August 28 or 29 and

Jail Commander's Signature: Lt. Silva Date/Time: 9/11/2020 10:48:57 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoey Date/Time: 9/12/2020 7:50:12 AM

Sheriff's Response:

Sheriff's Signature: Date/Time: 10/18/2020 7:57:59 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Elko County Sheriff's Office PRISONER GRIEVANCE FORM # 10751

4-13

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/4/2020
 Last First Middle
 Housing Unit#: D1 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

on 09/03/2020 at around 1:00 pm i put greivance in over my legal mail that had to be out on 08/30/2020 . Not sure how the same crew that made me miss my dead line answers my greivance, but to put salt on it ,they flat out lied on the response of that greivance ; Sgt Atkins and canada blattenly lied, when i put my legal mail through the slot the 2 motions where not even folded and envelope was sitting on top of the motions. This is a clear violation of there oath and if you will lie on this how can i feel safe , obvious they dont have to abide by the

Prisoner's Signature: Shannon McCoy Date/Time: 9/4/2020 7:04:26 PM
 Receiving Officer Signature: LeSpade Date/Time: 9/4/2020 8:24:45 PM

Officer's Response:

The envelope was to full and could not be sent out. I informed you that night to separate them out in order to send it. This was directly from the Sgt. that night. We do not provide manila envelopes and did not have any available for you or Pressler that night.

Officer's Signature: LeSpade Date/Time: 9/4/2020 8:24:45 PM
 Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
 Request Review by Supervisor: _____ Date/Time: _____
 Supervisor Review: _____

Supervisor's Signature: _____ Date/Time: _____
 Review at Request of Prisoner: _____ Or by Policy: _____ Date/Time: _____
 Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: _____ Date/Time: _____
 Jail Commander's Response: _____

Jail Commander's Signature: _____ Date/Time: _____

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: _____ Date/Time: _____
 Sheriff's Response: _____

Sheriff's Signature: _____ Date/Time: _____

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/24/2020
Last First Middle
Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

Being denied law library this is the 3rd time and its always on sgt. Adkins shift this needs to be addressed i fell he is being vindictive and hes either messing with my mail or dening me law library, this is on going.

Prisoner's Signature: shannon mccoy Date/Time: 9/24/2020 11:42:39 AM

Receiving Officer Signature: Holladay Date/Time: 9/25/2020 5:04:32 AM

Officer's Response:

There are times we don't get everyone to Law Library. If you don't make it the night you put in for it, you will be put on the list for the following night. We have no reason to mess with your mail. All legal mail is opened by you in the presence of a Deputy. All other mail is checked per inmate handbook.

Officer's Signature: Holladay Date/Time: 9/25/2020 5:04:32 AM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: shannon mccoy Date/Time: 9/25/2020 9:30:38 AM

Supervisor Review:

Deputy Holladay is spot on with his answer. Per your recent requests you stated you didn't care if you were last or if it was 3:00 in the morning but at times we do have to many going and we try to allow them a chance to spend some time to gather the information they are seeking, so of course not everyone gets to go. Sorry. We do our best to try to get everyone to the Law Library

Supervisor's Signature: Edmond Date/Time: 9/28/2020 5:20:34 AM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 9/25/2020 9:30:38 AM

Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoy Date/Time: 9/28/2020 6:38:14 PM

Jail Commander's Response:

Staff are not being vindictive or harassing. You will get in there, if there are emergent issues at the time, inmate rights or privileges may be canceled, rescheduled, or modified, at any time, for the safety and security of the facility.

Jail Commander's Signature: Lt. Silva Date/Time: 9/29/2020 1:53:12 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Shannon McCoy Date/Time: 9/29/2020 4:29:32 PM

Sheriff's Response:

Sheriff's Signature: Date/Time: 10/18/2020 8:00:08 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/7/2020
Last First Middle
Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

so it seems my legal mail is being tampered with went to court on 10/7/2020 district attorney put motion to appose in mail on 10/01/2020 did not get it asked judge to look into your tampering with my legal want to file a police report thank you

Prisoner's Signature: shannon mccoey Date/Time: 10/7/2020 10:41:40 AM

Receiving Officer Signature: Grebenc Date/Time: 10/7/2020 8:04:40 PM

Officer's Response:

Elko Police Corporal Ortiz spoke with you and said that you do not have a case. You were advised to go through our grievance process first.

Officer's Signature: Grebenc Date/Time: 10/7/2020 8:04:40 PM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: shannon mccoey Date/Time: 10/7/2020 8:24:16 PM

Supervisor Review:

OFFICER ORTIZ FROM THE ELKO POLICE DEPT. CAME AND TALKED TO YOU TODAY

Supervisor's Signature: SGT. ADKINS Date/Time: 10/7/2020 8:51:51 PM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 10/7/2020 8:24:16 PM

Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoey Date/Time: 10/8/2020 10:51:48 AM

Jail Commander's Response:

An Elko Police Officer spoke to you. The mail was sent through the U.S. postal service, that is not under our control.

Jail Commander's Signature: Lt. Silva Date/Time: 10/13/2020 9:07:05 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoey Date/Time: 10/13/2020 12:29:27 PM

Sheriff's Response:

Sheriff's Signature: Date/Time: 10/18/2020 8:01:41 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/9/2020
Last First Middle
Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

i have a oposition to motion to dismiss which is none of your business but i need my booking sheet if i had a attorney you wood give it to him but since i reposit myself you want to deny me my constitutional right you have no right to keep evidence from me please give me a written response so i can show he judge thank u

Prisoner's Signature: shanno mccoey Date/Time: 10/9/2020 4:01:16 PM
Receiving Officer Signature: Holladay Date/Time: 10/11/2020 5:21:00 AM
Officer's Response:
This is not a grievance. We will get you a copy of your booking sheet when we get time.

Officer's Signature: Holladay Date/Time: 10/11/2020 5:21:00 AM
Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:
Request Review by Supervisor: shannon mccoey Date/Time: 10/13/2020 12:30:14 PM
Supervisor Review:

If you didn't get one yet, I have arranged for you to pick it up at control. Please use the grievance process for more serious complaints. This should have been handled with just a kite.
Thank you

Supervisor's Signature: Edgmond Date/Time: 10/14/2020 10:56:20 PM
Review at Request of Prisoner: Yes Or by Policy: Date/Time: 10/13/2020 12:30:14 PM
Prisoner's Signature: shannon mccoey Accepting Supervisor Resolution: ☒ Date/Time: 10/18/2020 3:44:07 PM
Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Date/Time:
Jail Commander's Response:

Jail Commander's Signature: Date/Time:

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Date/Time:
Sheriff's Response:

Sheriff's Signature: Date/Time:

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/12/2020
Last First Middle
Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

if you have trustees running around then you can give me the proper access to courts dont care how you do it

Prisoner's Signature: shannon mccoey Date/Time: 10/12/2020 11:17:15 AM

Receiving Officer Signature: Holladay Date/Time: 10/13/2020 2:51:10 AM

Officer's Response:

The Jail is on lock down for the Safety and Security of Staff and Inmates. We will gladly get you to the Law Library as soon as the Jail is taken off lock down. We have been making all your copies you have asked for during the lock down. Trustees are used to sanitize the jail.

Officer's Signature: Holladay Date/Time: 10/13/2020 2:51:10 AM

Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:

Request Review by Supervisor: shannon mccoey Date/Time: 10/13/2020 12:30:51 PM

Supervisor Review:

I Believe we have resolved this matter. You are going to the Law Library. Please, like the trustees, make sure you wear your mask.

Thank you,

Supervisor's Signature: Edgmond Date/Time: 10/14/2020 10:53:12 PM

Review at Request of Prisoner: Yes Or by Policy: Date/Time: 10/13/2020 12:30:51 PM

Prisoner's Signature: shannon mccoey Accepting Supervisor Resolution: ☒ Date/Time: 10/18/2020 3:44:57 PM

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Date/Time:

Jail Commander's Response:

Jail Commander's Signature: Date/Time:

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Date/Time:

Sheriff's Response:

Sheriff's Signature: Date/Time:

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Grievance

7-1

10/29/2020

SO# 633771

It's clear that there is no chain of command. I've talked to 6 Deputy's asking for my legal case that I needed for 14 days then I had to get my Habeas Corpus out. So I couldn't wait for case law anymore which 4 days is Executive / and a denial of the Courts because law library has to be adiquit which obviously it's not then the denial of your Sgt's assistance is blatter disregard want action taken immediately. Time of fighting for a Constitutional Right.

Shannon McCoy
10/29/2020

To want a Copy so when I sue I have records.

VERIFICATION UNDER PENALTY OF PERJURY

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge, and is made without benefit of a notary pursuant to NRS 208.165, and 28 USC § 1746 as I am an incarcerated person.

Dated this 2nd day of November, 20

By: Shawn McGee
Pro-Se P.O. Box 2028
EIKO NV. 89801

I put in the mail 2 copies in the US mail under Rule 5(c) 2, 2 copies to

EIKO District Court Clerk
550 Idaho Street 3rd Floor
EIKO NV. 89801-3518

Complaint 2 Copies in US Mail

Dear Caroline,

I'm really sorry for the inconvenience as I have tried for a month to get 3 copies, I finally used one you sent me. I wasn't sure if I could just ask for copies or I needed to send new ones. But as you can see I didn't receive the last ones it seems that jail takes my legal mail and then blames you.

Enclosed are two briefcases and narrative answering that it's never their fault. I've put in two other low cost ones and want these to go in the one file that has ~~for~~ OLDHAM as a defendant. Thank you.

I'm really concerned my mail is not making it out. I really believe this jail is tampering with my mail and in doing this battle I am getting tired of fighting for my rights.

Can you consider I've got 3 low cost ones and my friend unit of Hades Campus got 11 to thank you so very much for your help. I am really grateful for your help in this matter.

Sincerely,
Diana L. [unclear] 11/8/2020

jlincdnt.agency = ELSO**jlincdnt.num = 20EL00475**

Location: *B Block*
 Nature: *Informational Report*
 Responsible Officer: *Lespade R T*
 Time Reported: *11/07/2020 06:00:00*
 Incident Beginning Time: *11/07/2020 11:06:44*
 Incident Completion Time: *11/07/2020 11:06:44*
 Clearance: *Cleared by Jail incident*
 Log Event Number:
 Log Event Type:

Narrative

On 11/07/2020 at approximately 0600 I, Deputy LeSpade was passed a hand written grievance from Shannon McCoy dated 11/06/2020 from Sergeant Edmond. I also recieved an handwritten kite dated 11/06/2020 and a appeal dated 11/05/2020. These items will be scanned and attached to this report along with other hand written kites and grievances he has over the several days of transitioning into a new inmate system. The only exception to this will be his request for a appeal on disciplinary that he recieved from a disciplinary committee that day. His info will be provided to the jail administrator as outlined in the disciplinary paperwork he was provided.

My response to the grievanced provided to me by Sergeant Edgemon to address dated 11-06-2020 is as follows:

In reference to this I must first inform you that we will no longer be excepting any more hand written kites now that the new system has been up for a few days now to go through the kiosk as directed in the inmate handbook.

In reference to your mail it goes out Mon-Fri excluding weekend and holidays. I am unaware of the full court process in reference to your summons and you will need to address that with the appropriate court as it is related directly to your legal affairs. I do know that in reference to things like our judgement of convictions from local courts that they follow certain procedural process with the court, clerks office, ect that delay when certified copies are recieved. Again, this is only speculation and should be addressed accordingly with the appropriate court if you have some kind of concerns related to whatever legal cases you have.

In reference to your other mail issues I do not know what 2 issues you have specifically as you did not provide any information or context on it. I did inquire with Deputy Holladay that informed me that you have attempted to accuse deputies of pening your mail as it was sealed with tape. He had informed me, as I will do now, that deputies have no reason to read your legal mail and that some attorney's offices often seal it in this manner. I will note that this is why deputies have inmates open legal mail in front of them only to determine that no staples, metal, or items not allowed in the jail are introduced in accordance for safety and security of the facility. In the chance of any human error you would be notified that it was open by accident.

In reference to selling your house The Sheriff had personally contacted the jail to inform staff that a subject had made arrangements with him in reference to that when we were addressing the Covid 19 outbreak in the jail. In reference to our shift that subject never came to the best my knowledge. I am unaware of any further things involved in reference to that. I am also aware that you provided an opportunity to raise your concerns, demands, issues with an Officer from Elko Police Department. I have also provided you the address to the FBI as you requested in one of your kites or grievances.

Staff had made repeated attempts to address your issues and have informed you accordingly. It seems that you continue to demand, grieve, harass, complain, and conspire towards staff. Your issues have been addressed in your kites, grievances, and to you directly. You continually wish to debate, argue, demand, and dictate how the facility and staff operate according to your feelings and opinions.

In reference to the Sergeants, you have been informed repeatedly that they are not at at your beckoned call or demand. No where is this indicated as a right in the Handbook. You also are provided access to Sergeants accordingly through the kite and grievance system. They have repeatedly addressed your issues in this manner. I have no issue continuing to provide you Robert Wines Packets for civil representatio accordingly when we continue to reach impasses on addressing whatever issues or rights that you denied according to your opinion.

I believe much of this has already been addressed with you, but please feel free to address the inmate handbook you personally requested and were provided with with prior to disciplinary committee earlier in the week. However, we will continue to try to do our best to address and respond kites and grievances accordingly. Just to remind you

11/7/2020 2:46:30 PM

jlincdnt.agency = ELSO

jlincdnt.num = 20EL00475

again, the kites, grievances, and responses are documented accordingly.

I will provide McCoy with a copy of this along with his requests.

Officers Involved

Officer

Lespede R T

Inmates Involved

Name Number Participation Type Last First Middle

633221

MCCOY SHANNON DAVID

Law Incident Number:

From:

Approval Status:

To:

Date:

So # 633221 Grievance 11/6/2020
Elko County Jail

On 11/06/2020 I got up in the morning I had mail on my floor. Unopened from Jury Commissioner (It's pretty weird that Court Clerk has a record of all this. But get nothing is done by this jail. To insure my mail is getting out as in.)

The letter was in response to me not getting my summons to be Issued. I sent letter out on 25th of October

From the Court it shows that the summons to Issue 8 of them where placed in Sec 9 PM Box @ 3:16 pm on the 15th of October. This is Interval mail, and the 3 issue with my mail of being legal and 1 of getting my house.

Tampering with legal mail is a Federal Offense and want a investigation done. I feel this is retaliation for executing my Constitutional right.

Sharon McEay 11/6/2020

Grievance

10/29/2020

SO# 633221

It's clear that there is no chain of command. We talked to 6 Deputy's asking for my legal case that I needed for 14 days then I had to get my Habeas Corpus out. So I couldn't wait for case law overlong which 4 days is Executive and a denial of the Courts because law library has to be diligent which obviously it's not then the denial of your 6th assistance is blatant disregard what action taken immediately. Time of fighting for a Constitutional Right.

Shannon McG
10/29/2020

I want a copy so when I sue I have records.

Copy at 1720

10-30-2020

SHD61

Case # DC-CV-20-115

DEPT # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF
THE STATE OF NEVADA, IN AND FOR THE COUNTY
OF ELKO

Shannon David McCoy
Plaintiff,

Complaint

vs.

Aitor Navariza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Bobby Atkins, Sergeant
Melvin Edmond, Sergeant
Rickie Jaspard, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve Satterthwaite

Defendants,

Jury Trial Demanded

Come Now Shannon David McCoy, Plaintiff
in the Above-titled Case, in, by, to
and attached to the Complaint is the
Points and Authorities and Grievances, Kites
to support the Demand of a Constitutional
Rights.

Verified Complaint for Damages. Intentional Tort and Negligent Tort, Under Nevada Revised Statute 1st Just on Tort Claim

1.) This is a State tort Claim, filed by Shannon David McCoy, plaintiff; alleging a Constitutional Violation to have adequate access to Courts which is a Constitutional Right. It's also a Nevada Constitutional Right and Under NRS 211.145 Control of prisoners. And Under *Faretta v. United States* Plaintiff has a right to self represent with Equal Protection of the Law.

2.) It's clear there are Intentional and Just pure Negligent's on defendant's part which has Caused Emotional distress, libel and Suel and Unusual punishment Just by plaintiff trying to get his Constitutional Right.

3.) All Defendants are Under Color of State Law and has Caused Mental Injury along with emotional distress. Plaintiff seeks damages Under 41.035

Jurisdiction

4.) All Defendant work at the ELKO County Jail under the Sheriff Aitor Narvaiza, and Plaintiff was housed at the ELKO County Jail which is in the 4th Judicial District Courts Jurisdiction at all Relevant times in this action under NRS 41,039

5.) ELKO County Jail and Defendants Person to NRS 12.175, State and local governments may be sued and is in this Courts Jurisdiction.

Parties

6.) Plaintiff, Shannon David McCoy at all relevant times was a pretrial detainee housed at the ELKO County Jail at ELKO NV. 775 West Silver St. 89801 (P.O. Box 3028 ELKO NV. 89803)

7.) Aitor Narvaiza, Sheriff at all relevant time been the Sheriff, at the ELKO County Jail

8.) Michael Silva, Lieutenant at all Relevant times been the Lieutenant, at the ELKO County Jail.

9.) John Oldham, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.

10.) Bobby Atkins, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.

11.) Melvyn Edgeman, Sergeant at all relevant times been a Sergeant at the ELKO County Jail.

12.) Richie Jaspard, Deputy at all relevant times been a Deputy at the ELKO County Jail.

13.) Jacob Grebenc, Deputy at all relevant times been a Deputy at the ELKO County Jail.

14.) Darryl Holladay, Deputy at all relevant times been a Deputy at the ELKO County Jail.

15.) ELKO County Jail at all times was controlled by Aitor Nolasco, Sheriff in ELKO County.

16.) Steve Satterthwaite, Sergeant at all times relevant was a Sergeant at ELKO County Jail.

17.) All Defendant being sued in their official and individual capacity.

Exhaustion of Available Remedies

18.) On 7/31/2020 put Grievance in over trying to watch video which was discovery

19.) On 8/7/2020 at 2:35:54 pm was told not Grievable.

20.) On 8/10/2020 at 6:47:08 pm Plaintiff wishes to appeal.

21.) On 10/18/2020 at 7:55:33 pm there is a date but no Sheriff's Signature. Only have 5 days to answer on its date.

22.) On 8/13/2020 Plaintiff put another Grievance in #10430 this one was based on there not mailing my legal mail

23.) On 8/11/2020 7:59:27 Am, not Grievable, but 2 other people answered it.

24.) Plaintiff on 8/11/2020 at 1:10:26 pm wished to appeal it

25.) On 10/18/2020 at 7:55:52 pm has a date but again no Sheriff's Signature and past the 5 days per Sheriff's Policy (CCJ)

26.) on 8/5/2020 Plaintiff put in Grievance trying to watch his Discovery before he had to go to preliminary

27.) Plaintiff on 8/7/2020 at 10:11:04 accepted Resolution as they showed me how to play Disc the night before my preliminary hearing.

28.) on 8/25/2020 Plaintiff put another Grievance in at 10:44:46 Am stating Computer incorrect and that plaintiff has a Constitutional Right to proper access to Courts.

29.) on 8/31/2020 at 4:31:52 pm Plaintiff wished to appeal.

30.) on 10/18/2020 at 7:57:37 pm on Sheriff's Signature again. Per their Policy 5 day Expires. But why is Sheriff never Responsive

31.) on 9/3/2020 another Grievance and 10/9/2020 another Grievance and nothing fixed.

32.) 9/28/2020 and 10/12/2020 more Grievances but Plaintiff access still denied.

Complaint

33.) On August 4, 2020 at 10:35 Am in Case # E1-JC-CR-F20-3808 Order granting Defendant's motion to proceed in proper person (Exhibit 1)

34.) On August 4, 2020 Judge Elias Gricechea made plaintiff take Standby Council against Plaintiff's objection.

35.) On September 18, 2020 at 4:25 pm Plaintiff was granted Motion to proceed as Indigent Person Under WRS 12.015 Case # DC-CV-20-83 Exhibit 2

36.) On 7/23/2020 Plaintiff put Kitz in trying to get proper legal Document and access to law library which was not later. Exhibit 3-1

37.) On 7/31/2020 at 3:53:54 pm Plaintiff put Grievance in on Quote "Need proper access to Court with updated material per the Six Amendment also need to watch video on property, see Exhibit 4-1

38.) According Holladay, Deputy, Sgt Adkins and Lt Silva, this is not Grievable.

39.) On 8/1/2020, Plaintiff put Kite in asking to get the Computer Updated See Exhibit 3-2

40.) Response by Defendant Richie Jaspard. Despite The Computer is the one you got. at 8:19pm on 8/1/2020

41.) Deputy Richie Jaspard didn't even try to help plaintiff in anyway.

42.) Plaintiff had to get motions out but the County Jail would not give Plaintiff manilla Envelope to send out mail made me miss time frame.

43.) On 8/3/2020 at 6:45:34 Plaintiff put grievance in there in effective Court Record are not enough Paper on Proper Envelopes and there lack of mailing legal work out See Exhibit 4-2

44.) On 8/4/2020 Plaintiff put Kite in to watch Disc. (Discovery) See Exhibit 3-3

45.) On 8/5/2020 at 6:49:24 Plaintiff put Grievance in to watch the Disc. (Discover) This was my last option. See Exhibit 4-3

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46.) It took plaintiff over a week to watch the disc watch was discovered to criminal case got to watch it 1 day before a Preliminary Hearing.

47.) On 8/25/2020 put Grievance in at 8/25/2020 at 10:44:46 Am Quote "Have asked to get Computer Updated with new laws that have recently come into effect, But I have had no help, this is a due process Violation and equal protection Clause Violation Under the United States Constitution: Murray v. Giannata, 492 U.S. 1, 11 N.b, 109 S. Ct. 2065, 271 N.b, 106 L.Ed. 2d 1, 12 N.b. I'm representing myself and you are denying me proper access to the Courts please Update Computer Exhibit 4-4

48.) This is a month and a half since ~~after~~ Plaintiff got arrested and was being Paced on Misdemeanor charges, Fighting Everyday what is suppose to be plaintiff Rights is adequate law library Under the United States Constitution

49.) On 8/31/2020 at 4:31:52 pm Plaintiff wished to appeal to Sheriff. See Exhibit 4-4

1910
50.) On 10/18/2020 at 7:57:37 pm on Guidance
But again in Response by Sheriff, Exhibit 4-4

51.) On 8/26/2020 Plaintiff put a Kite in it
States Quote "I have trial on September 22,
2020, I have 5 motions to put in and a
half hr every night is not even close to enough
time to properly represent myself, don't care
if you wake me up at 3am so I can
get enough time to properly do my case it
takes alot of research, thank you for your time
not having took for 3 days has really set me
back. See Exhibit 3-4

52.) On 8/30/2020 Plaintiff put Kite in
asking to get Disc (CD, DVD, VHS) so (ask)
print Pictures off of it so I could get
motion in on time. Exhibit 3-5

53.) Plaintiff typed for 4 days prior and
everyday until had to put Kite as was
being reviewed.

54.) On 8/31/2020 Plaintiff Put Kite in Quote
"Night Shift on 8/30/2020 Violated my access
to Courts, they used my motion needed to
go out from my Kite the answer at 6:30
pm on the 30th of August, this a blather

disregard to my Constitutional right and made me miss my time frame to answer a motion put in by prosecution under JCLP 9(3). How are you going to fix it this? Exhibit 3-12

55.) Defendant Doug Holladay's response to (Exhibit 3-12) Kite 9/1/2020 7:55 pm
How do you believe the other Night Shift Violated your Right? Need more Context

56.) Plaintiff is Labeled to this Response, this is adequate Access that Plaintiff is getting.

57.) On 9/3/2020 at 1:10:08 pm plaintiff put Grievance in, due to there being no place on legal mail and them not having envelopes big enough for mailing, Plaintiff left legal mail on top of envelope 6 days later came back to me sealed but not mailed See Exhibit 4-5

58.) Plaintiff on 9/12/2020 at 7:50:12 Am wishes to appeal Exhibit 4-5

59.) On 10/18/2020 at 7:57:59 on Sheriff's Signature on the appeal for final step Exhibit 4-5

60.) On 9/4/2020 at 7:04:26, Plaintiff put Grievance in Quote" on 09/03/2020 at around 1:00 pm I put grievance in over my legal mail that had to be sent on 08/30/2020. Not sure how the same crew that made me mis my dead line answers my grievance, but to put salt on it, they flat out lied on the response of that grievance; Sgt Atkins and Canada (Jordan Grebow) blatantly lied, when I put my legal mail through the slot the 2 motions where not even folded and envelope was sitting on top of the motion." Exhibit 4-13

61.) Plaintiff will subpoena video tapes of that night to prove, officers are lying. This is there adequate legal access to the Cante and Cover each other in there lies.

62.) On 9/13/2020 put Kite in as Plaintiff being denied law library for 3 days. Exhibit 3-6

63.) On 9/16/2020 Plaintiff put Kite in trying to get on phone call into Deputy DA Chad Thompson on Brear Mitchell, see Exhibit 3-7

1910
64.) Plaintiff was denied this as well which a real lawyer has access to call DA why not ~~me~~ Plaintiff.

65.) Plaintiff on 9/24/2020 at 11:42:39 Am put Grievance in because again was being denied law library things on Sgt Adkins (see Exhibit 4-10)

66.) Plaintiff on 9/29/2020 at 4:29:32 pm wished to appeal Exhibit 4-10

67.) On 10/18/2020 at 8:00:08, on Exhibit 4-10 no signature to Sheriff why is it the Sheriff never answers a Grievance But Under IRS 248.050 He Controls the Jail.

68.) On 10/7/2020 at 10/7/2020 at 10:41:40 Am Put Grievance in over my mail being tampered with see Exhibit 4-12.

69.) No Sheriff's signature again and was denied putting a Criminal Complaint in see Exhibit 4-12 Filed Complaint against Corporal Ortiz with ELKO Police Department.

1914
70.) Plaintiff on 10/7/2020 on a Kite asked for Booking Sheet See Exhibit 3-8

71.) Deputy Tondra Greenhouse on 10/7/2020 at 7:58 pm Denied me my booking sheet Exhibit 3-8

72.) On 10/9/2020 at 4:01:16 pm Plaintiff put in Grievance over Booking Sheet See Exhibit 4-7

73.) On 10/14/2020 at 10:56:30 pm Sergeant Melony Edmond arranged pick up of Booking Sheet. This should have been handed with Kite she said. See Exhibit 4-7

74.) 7 days later to finally get what I need and Plaintiff did put Kite in and was denied. This is a everyday fight for my right to a adequate access to the Courts.

75.) Please review the rest of Exhibits as Plaintiff waited 4 days for Federal Case law, and couldn't wait no longer, so Plaintiff could get amended writ of Habeas Corpus out.

76.) The law library has no federal or Supreme Court Rulings on Cases. It has no Shepard Citations to make sure your Case Law you use is good. How is this adequate.

77.) The legal mail Don't go out and Elko County Jail does not log incoming or Outgoing legal mail.

78.) Officers tampering with mail have to leave it open if you want it to go out.

79.) Law library is too late at night already have sleep deprivation as light are on all night over 3 weeks.

80.) Can't access District Attorneys office if Represent yourself.

81.) Plaintiff has fought everyday to try and fight his Case with no help from Courts of Elko County Jail Inadequate Access to Courts under any Standard.

Claims of Relief

82.) Every Defendant had a Duty of Care and took a oath. Each Defendant failed which caused Emotional Distress even as Plaintiff is writing this.

83.) Every Defendant has lied, Culpable Negligence, Mist Negligence, Concurrent Negligence, Neglect, gross neglect

84.) Every Defendant has hindered Plaintiffs Constitutional Right and could cause him a deprivation of his liberty due to the Negligence.

Relief

85.) Every Defendant is being sued in there Official Capacity for 100,000.00 Dollars each, Interest to Encure from the time of Judgement.

1911

86.) Every Defendant is being sued in their individual capacity for \$50,000.00 dollars each. Interest to accrue from the time of Judgement.

Dated this _____ day of _____ 2020

Signed BP: _____ Pen-Sc

P.O. Box 2028

EIKO NV 89803

(775 W. Silver St. EIKO NV 89803)

EXHIBIT 1

CASE NO. EIJCCR F 203808

2020 AUG -4 AM 10:35

IN THE JUSTICE'S COURT OF THE ELKO TOWNSHIP
COUNTY OF ELKO, STATE OF NEVADA

CLERK M

THE STATE OF NEVADA,

Plaintiff,

vs.

**ORDER GRANTING
DEFENDANT'S MOTION
TO PROCEED IN
PROPER PERSON**

Defendant.

Shannon David McCoy

Having reviewed the written Waiver of Right to be Represented by a Lawyer on file in the above-captioned case, and having conducted any necessary hearing on the above-captioned defendant's Motion to Proceed in Proper Person, the Court hereby makes the following findings:

INITIALS

SLM

The defendant is competent to waive his or her constitutional right to be represented by a lawyer.

SLM

The defendant is waiving the right to counsel freely, voluntarily and knowingly, and has a full appreciation and understanding of the waiver and its consequences.

(09/10/07)

EXHIBIT 2

Case No. DC-CV-20-83

Sept. 20, 2020

2020 SEP 18 P 4: 25

FILED

In The Fourth Judicial District Court
of the State of Nevada, ss and on the
County of Clark

Sharon David McE
vs
Baist, et al

Motion to
Proceed as

Alfonso Hernandez, Sheriff
Elko County Jail
Michael Silva, Forester
Bobby Atkins, Sergeant
Jonas Greber, Deputy
Rickie Jospack, Deputy
John DeWitt, Deputy
E. Gonzalez, Deputy
Deputies

Jury Trial Demanded

Receipt Comes now and is currently
dated

EXHIBIT 3

INMATE REQUEST FORM

3-1

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 7/23/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): E6

REQUEST (Solicitud):

this is the second court hearing with no access to legal docuents mus b nice no oallow legal access o some one fighting there case and usin this kiosk that sucks dick

REPLY:

YOU SHOULD BE GETTING SOMETHING AFTER YOU HAVE COURT.

DATE 7/23/2020

TIME: 7:42 PM

DEPUTY: JIM

INMATE REQUEST FORM

3-2

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 8/1/2020

SO No. (Numero de booking): 6332219824

CELL (Ubicacion): D4

REQUEST (Solicitud):

need law library tonight also need up dated the computer

REPLY:

the computer is the one you got. I will add you to the list.

DATE 8/1/2020

TIME: 8:19 PM

DEPUTY: lespade.

INMATE REQUEST FORM

3-3

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 8/4/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): D4

REQUEST (Solicitud):

need watch my disc that ar in my property and go to law library

REPLY:

I WILL PUT YOU ON THE LL LIST TNIGHT

DATE 8/4/2020

TIME: 7:22 PM

DEPUTY: ALGERIO

INMATE REQUEST FORM

3-4/

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 8/26/2020SO No. (Numero de booking): 633221CELL (Ubicacion): D3

REQUEST (Solicitud):

i have trial on september 22,2020 , i have 5 motions to put in and a half hr everynight is not even close to enough time to properly represent myself ,dont care if you wake me up at 3 am so i can get enough time to properly do my case it takes alot of research ,thak you for your time not having ink for 3 days has really set me back.

REPLY:

I will print this out and pass it along to the supervisors

DATE 8/26/2020TIME: 5:39 PMDEPUTY: Furbee

INMATE REQUEST FORM

3-5

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 8/30/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): D1

REQUEST (Solicitud):

need to get the right disc so i can copy pictures off so i can put motion in today is my last day to get in mail before midnight

REPLY:

OK

DATE 8/30/2020

TIME: 6:33 PM

DEPUTY: TRIMBACH

INMATE REQUEST FORM

3-12

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 8/31/2020SO No. (Numero de booking): 633221CELL (Ubicacion): D1

REQUEST (Solicitud):

16 Night shift on 8/30/2020 violated my access to courts , they new my motion needed to go out from my kite they answered at 6:30 pm on the 30 th of august this is a blatten disregard to my constitutional right and made me miss my time frame to answer a motion put in by procecutor ,under JCRCP 9 (3) . HOW ARE YOU GOING TO FIX THIS?

REPLY:

HOW DO YOU BELIEVE THE OTHER NIGHT SHIFT VIOLATED YOUR RIGHTS? NEED MORE CONTEXT.

DATE 9/1/2020TIME: 7:55 PMDEPUTY: HOLLADAY

INMATE REQUEST FORM

3-6

NAME (Nombre): SHANNON MCCOY

DATE (Fecha): 9/13/2020

SO No. (Numero de booking): 633221

CELL (Ubicacion): B2

REQUEST (Solicitud):

law library tonight please ,have been denied access for 3 days,

REPLY:

ok I will add you to the list.

DATE 9/13/2020

TIME: 1:53 PM

DEPUTY: lespade

INMATE REQUEST FORM

3-7

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 9/16/2020SO No. (Numero de booking): 633221CELL (Ubicacion): B1

REQUEST (Solicitud):

law library and need to make a call to chad thompson & brea Mitchell district attorneys thanks due to the time issue and mail no way to get ahold of them before my trial any other way pretty sure Lt. told thompson that it was ok not 100% sure though. thanks

REPLY:

I will add you to the list. The DA's office is closed when we come on shift.

DATE 9/16/2020TIME: 6:15 PMDEPUTY: Grebenc

INMATE REQUEST FORM

3-8

NAME (Nombre): SHANNON MCCOYDATE (Fecha): 10/7/2020SO No. (Numero de booking): 633221CELL (Ubicacion): B2

REQUEST (Solicitud):

law library and would like booking sheet and what im being held on from original booking sheet for my case, also printer needs ink thanks

REPLY:

You cannot have a booking sheet.

You are currently being held on a fugitive from justice, possession of a controlled substance, possess/receive forged instrument. You have been OR's on your battery case.

You will be added to the law library list.

DATE 10/7/2020TIME: 7:58 PMDEPUTY: Grebenc

Kite

3-7

S# 633771

05/19/75

As a Retrial Detainee I'm innocent
fell Reverse Guilty and still hold all my
rights as long as you Safe and Secure
(Hustitution) So I would like a Citizen
Complaint Form and a Copy of your
manual so I can lodge formal Complaint
against Safe and Security that don't
do there job. Thank You -
Can I please get a Copy of this
Kite.

Lawrence McCoy

Dated this 29th Day of October 2020

Kite

3-10

So explain to me how Richie Lasparta Harb's
and Tracy does not try to help in any
way and is rude, then I ask him
to turn Camera on which he denies
me 2 (Though if inmate ask Supra to
be turned on) This is the second time
this has happened only he refused to turn
on Camera the last time 6 times. Then
I ask for Sot 3 times on intercom.
This is all evidence for my law Suite
in the Courts which I'm being denied
my Doctors Prescription which has cause
my right eye to go Blind. Then on my
Court Case I've asked for Case law
because the Courts say Adequate law
library and yours is not which I
was denied then ask for Sot for
7 days and no Sot comes to talk to
me. This is for my law Suite Please
give me a Copy or is it all just
Retaliation because I do have 2
law Suites against this Jail.

Sharon M. E.

Date 11/1/2020

want Copy thanks

EXHIBIT 4

Elko County Sheriff's Office PRISONER GRIEVANCE FORM # 10404 / - /
Prisoner Name: MCCOY SHANNON SO#: 6332219824 Date: 7/31/2020
Last First Middle
Housing Unit#: D4 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

need proper accs to court with up to date material per the six amendment also need to attach video on property

Prisoner's Signature: shannon mccoey Date/Time: 7/31/2020 3:53:54 PM
Receiving Officer Signature: HOLLADAY Date/Time: 7/31/2020 7:48:03 PM
Officer's Response:
THIS IS NOT A GRIEVANCE. PLEASE PUT IN AN INMATE KITE. I ALSO DON'T UNDERSTAND WHAT YOU ARE ASKING.

Officer's Signature: HOLLADAY Date/Time: 7/31/2020 7:48:03 PM
Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
Request Review by Supervisor: shannon mccoey Date/Time: 8/1/2020 7:11:56 PM
Supervisor Review:
THIS IS NOT A GRIEVANCE

Supervisor's Signature: SGT. ADKINS Date/Time: 8/1/2020 10:11:07 PM
Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 8/1/2020 7:11:56 PM
Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoey Date/Time: 8/3/2020 6:42:16 PM

Jail Commander's Response:

This is not a grievance. Place a request and make sure you spell correctly, so staff may understand what you are asking for.

Jail Commander's Signature: Lt. Silva Date/Time: 8/7/2020 2:35:54 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoey Date/Time: 8/10/2020 6:47:08 PM

Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 7:55:33 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____



Prisoner Name: MCCOY SHANNON SO#: _____ Date: 8/3/2020
Last First Middle
 Housing Unit#: _____ Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

due to your inaffective court procedures you have made me miss my time frame but you dont care but you will

motion under

Prisoner's Signature: SHANNON D. MCCOY Date/Time: 8/3/2020 6:45:34 PM
 Receiving Officer Signature: JIM Date/Time: 8/3/2020 10:18:04 PM

Officer's Response:

WE DO NOT DETERMINE WHEN THE COURT DECIDED TO SEE PEOPLE THEY DO. IF YOU WOULD LIKE TO MAKE A COMPLAINT WITH THEM ABOUT THIS ISSUE YOU CAN DO SO DURING YOUR NEXT COURT HEARING.

Officer's Signature: JIM Date/Time: 8/3/2020 10:18:04 PM
 Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
 Request Review by Supervisor: shannon d. mccoey Date/Time: 8/4/2020 4:31:30 PM

Supervisor Review:

WE HAVE NO CONTROL OF THE COURT PROCEDURES

Supervisor's Signature: SGT. ADKINS Date/Time: 8/7/2020 8:09:32 PM
 Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 8/4/2020 4:31:30 PM
 Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccoey Date/Time: 8/10/2020 6:47:50 PM

Jail Commander's Response:

This is not a grievance, there isn't any detail to the issue, the inmate is having.

Jail Commander's Signature: Lt. Silva Date/Time: 8/11/2020 7:59:29 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccoey Date/Time: 8/11/2020 1:10:26 PM
 Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 7:55:52 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Elko County Sheriff's Office PRISONER GRIEVANCE FORM # 10-07 173
Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 8/5/2020
Last First Middle
Housing Unit#: D4 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

2 days before preliminary hearing and still have not seen my disc for discovery this is such a violation of my right its pathetic and a straight violation under the constitution should really shock and aw the judgein my suite

Prisoner's Signature: SHANNON MCCOY Date/Time: 8/5/2020 6:49:24 PM
Receiving Officer Signature: HOLLADAY Date/Time: 8/5/2020 7:47:15 PM
Officer's Response:
YOU GET IT EVERY NIGHT WHEN YOU GO TO LAW LIBRARY. YOU WILL BE SHOWN TONIGHT HOW TO PLAY THE DISK.

Officer's Signature: HOLLADAY Date/Time: 8/5/2020 7:47:15 PM
Prisoner's Signature: shannon mccoy Accept Officer's Resolution: ☒ Date/Time: 8/7/2020 10:11:04 AM
Request Review by Supervisor: Date/Time:
Supervisor Review:

Supervisor's Signature: Date/Time: 10/18/2020 7:56:12 PM
Review at Request of Prisoner: Or by Policy: Yes Date/Time:
Prisoner's Signature: Accepting Supervisor Resolution: ☐ Date/Time:
Appeal Process:
I wish to appeal this grievance to the Jail Commander or his designee:
Prisoner's Signature: Date/Time:
Jail Commander's Response:

Jail Commander's Signature: Date/Time:

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Date/Time:
Sheriff's Response:

Sheriff's Signature: Date/Time:

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 8/25/2020
Last First Middle
Housing Unit#: D3 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

Have asked to get computer updated with new laws that have recently come into affect , but i have had no help this is a due process violation and equal protection clause violation under the united states constitution ; Murray v.Giarratano,492 U.S. 1, 11 n.6, 109 S. Ct. 2765, 271 n.6, 106 L. Ed. 2d 1,12 n.6, I'M representing myself and you are dening me proper access to the courts please update the computer

Prisoner's Signature: Shannon McCoy Date/Time: 8/25/2020 10:44:46 AM

Receiving Officer Signature: Hatch Date/Time: 8/29/2020 8:58:16 AM

Officer's Response:

A Sergeant has spoken to you about this issue.

Officer's Signature: Hatch Date/Time: 8/29/2020 8:58:16 AM

Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____

Request Review by Supervisor: Shannon M cCoy Date/Time: 8/29/2020 4:33:19 PM

Supervisor Review:

I WILL LET THE LT. KNOW TO SEE IF HE CAN UPDATE THE LAW LIBRARY COMPUTER

Supervisor's Signature: SGT. ADKINS Date/Time: 8/31/2020 4:56:39 AM

Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 8/29/2020 4:33:19 PM

Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Shannon D. McCoy Date/Time: 8/31/2020 12:04:44 PM

Jail Commander's Response:

When we get the update, the computer will be updated. It doesn't ha[[en overnight. If you know what you are looking for, please tell us the title and we will look for it.

Jail Commander's Signature: Lt. Silva Date/Time: 8/31/2020 1:29:24 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: SHANNON MCCOY Date/Time: 8/31/2020 4:31:52 PM

Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 7:57:37 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/3/2020
Last First Middle
Housing Unit#: D1 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

on the 29,28 of august 2020 ask for my cd disc which i still have not got to watch so i could get pictures i need for my opposition to prosecutors motion to get restitution which had to be mailed out by the 30th of august , talked to officer hatch on day shift on the 30th and asked if he could get my disc and make me copys and he did.. i still needed to make copys so put in for law library then put kite in explaining that motion had to go out that day this kite was answered by night shift at 630 pm by night shift. i got done with law library and put one

Prisoner's Signature: shannon mcco Date/Time: 9/3/2020 1:10:08 PM

Receiving Officer Signature: Grebenc Date/Time: 9/3/2020 9:36:48 PM

Officer's Response:

I spoke to Sergeant Adkins and Deputy LeSpade. I was told that the envelope that you handed us was sealed and was too thick to place through the stamp machine. Sergeant Adkins asked Deputy LeSpade to hand it back to you and have you place it in an unsealed envelope for us to mail out that night.

Officer's Signature: Grebenc Date/Time: 9/3/2020 9:36:48 PM

Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____

Request Review by Supervisor: shannon mcco Date/Time: 9/4/2020 11:24:11 AM

Supervisor Review:

WHEN I GOT THE ENVELOPE IT WAS SEALED I TOLD DEPUTY LESPAD TO BRING IT BACK TO YOU AND PUT IT IN ANOTHER ENVELOPE AND DO NOT SEAL IT SO WE CAN STAMP IT AND THEN WE WILL SEAL IT AND SEND IT OUT AND FOR AS YOUR DEAD LINE I AM SORRY THAT YOU MISSED IT BUT YOU SHOULDN'T WAITED UNTIL THE LAST DAY TO SEND IT OUT

Supervisor's Signature: SGT. ADKINS Date/Time: 9/5/2020 3:33:40 AM

Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 9/4/2020 11:24:11 AM

Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Shannn D. McCoy Date/Time: 9/5/2020 11:02:29 AM

Jail Commander's Response:

All legal mail needs to be unsealed so a deputy can inspect it for contraband. You mail came sealed. It clearly states in the inmate handbook legal mail needs to be unsealed to check for contraband and then sealed in front of the inmate. You failed to follow directions. Also, if the issue started on August 28 or 29 and

Jail Commander's Signature: Lt. Silva Date/Time: 9/11/2020 10:48:57 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mcco Date/Time: 9/12/2020 7:50:12 AM

Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 7:57:59 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/4/2020
Last First Middle
Housing Unit#: D1 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

on 09/03/2020 at around 1:00 pm i put greivance in over my legal mail that had to be out on 08/30/2020 . Not sure how the same crew that made me miss my dead line answers my greivance, but to put salt on it ,they flat out lied on the response of that greivance ; Sgt Atkins and canada blattenly lied, when i put my legal mail through the slot the 2 motions where not even folded and envelope was sitting on top of the motions. This is a clear violation of there oath and if you will lie on this how can i feel safe , obvious they dont have to abide by the

Prisoner's Signature: Shannon McCoy Date/Time: 9/4/2020 7:04:26 PM

Receiving Officer Signature: LeSpade Date/Time: 9/4/2020 8:24:45 PM

Officer's Response:

The envelope was to full and could not be sent out. I informed you that night to separate them out in order to send it. This was directly from the Sgt. that night. We do not provide manila envelopes and did not have any available for you or Pressler that night.

Officer's Signature: LeSpade Date/Time: 9/4/2020 8:24:45 PM

Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____

Request Review by Supervisor: _____ Date/Time: _____

Supervisor Review: _____

Supervisor's Signature: _____ Date/Time: _____

Review at Request of Prisoner: _____ Or by Policy: _____ Date/Time: _____

Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: _____ Date/Time: _____

Jail Commander's Response: _____

Jail Commander's Signature: _____ Date/Time: _____

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: _____ Date/Time: _____

Sheriff's Response: _____

Sheriff's Signature: _____ Date/Time: _____

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 9/24/2020
Last First Middle
 Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

Being denied law library this is the 3rd time and its always on sgt. Adkins shift this needs to be addressed i fell he is being vindictive and hes either messing with my mail or dening me law library, this is on going.

Prisoner's Signature: shannon mccooy Date/Time: 9/24/2020 11:42:39 AM

Receiving Officer Signature: Holladay Date/Time: 9/25/2020 5:04:32 AM

Officer's Response:

There are times we don't get everyone to Law Library. If you don't make it the night you put in for it, you will be put on the list for the following night. We have no reason to mess with your mail. All legal mail is opened by you in the presence of a Deputy. All other mail is checked per inmate handbook.

Officer's Signature: Holladay Date/Time: 9/25/2020 5:04:32 AM

Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____

Request Review by Supervisor: shannon mccooy Date/Time: 9/25/2020 9:30:38 AM

Supervisor Review:

Deputy Holladay is spot on with his answer. Per your recent requests you stated you didn't care if you were last or if it was 3:00 in the morning but at times we do have to many going and we try to allow them a chance to spend some time to gather the information they are seeking, so of course not everyone gets to go. Sorry. We do our best to trv to get everyone to the Law Library

Supervisor's Signature: Edgmond Date/Time: 9/28/2020 5:20:34 AM

Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 9/25/2020 9:30:38 AM

Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccooy Date/Time: 9/28/2020 6:38:14 PM

Jail Commander's Response:

Staff are not being vindictive or harassing. You will get in there, if there are emergent issues at the time, inmate rights or privileges may be canceled, rescheduled, or modified, at any time, for the safety and security of the facility. .

Jail Commander's Signature: Lt. Silva Date/Time: 9/29/2020 1:53:12 PM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Shannon McCoy Date/Time: 9/29/2020 4:29:32 PM

Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 8:00:08 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/7/2020
Last First Middle
 Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

 so it seems my legal mail is being tampered with went to curt on 10/7/2020 disrict attorney put motion to appose in mail on 10/01|2020 did not get it asked judge to look into your tampering with my legal want to file a police report thank you

Prisoner's Signature: shannon mccooy Date/Time: 10/7/2020 10:41:40 AM
 Receiving Officer Signature: Grebenc Date/Time: 10/7/2020 8:04:40 PM

Officer's Response:

 Elko Police Corporal Ortiz spoke with you and said that you do not have a case. You were advised to go through our grievance process first.

Officer's Signature: Grebenc Date/Time: 10/7/2020 8:04:40 PM
 Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
 Request Review by Supervisor: shannon mccooy Date/Time: 10/7/2020 8:24:16 PM

Supervisor Review:

 OFFICER ORTIZ FROM THE ELKO POLICE DEPT. CAME AND TALKED TO YOU TODAY

Supervisor's Signature: SGT. ADKINS Date/Time: 10/7/2020 8:51:51 PM
 Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 10/7/2020 8:24:16 PM
 Prisoner's Signature: _____ Accepting Supervisor Resolution: ☐ Date/Time: _____

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: shannon mccooy Date/Time: 10/8/2020 10:51:48 AM

Jail Commander's Response:

 An Elko Police Officer spoke to you. The mail was sent through the U.S. postal service, that is not under our control.

Jail Commander's Signature: Lt. Silva Date/Time: 10/13/2020 9:07:05 AM

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: shannon mccooy Date/Time: 10/13/2020 12:29:27 PM
 Sheriff's Response:

Sheriff's Signature: _____ Date/Time: 10/18/2020 8:01:41 PM

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/9/2020
Last First Middle
Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

i have a oposition to motion to dismiss which is none of your business but i need my booking sheet if i had a attorney you wood give it to him but since i reposit myself you want to deny me my constitutional right you have no right to keep evidence from me please give me a written response so i can show he judge thank u

Prisoner's Signature: shanno mccoy Date/Time: 10/9/2020 4:01:16 PM
Receiving Officer Signature: Holladay Date/Time: 10/11/2020 5:21:00 AM
Officer's Response:
This is not a grievance. We will get you a copy of your booking sheet when we get time.

Officer's Signature: Holladay Date/Time: 10/11/2020 5:21:00 AM
Prisoner's Signature: Accept Officer's Resolution: ☐ Date/Time:
Request Review by Supervisor: shannon mccoy Date/Time: 10/13/2020 12:30:14 PM
Supervisor Review:

If you didn't get one yet, I have arranged for you to pick it up at control. Please use the grievance process for more serious complaints. This should have been handled with just a kite.
Thank you

Supervisor's Signature: Edgmond Date/Time: 10/14/2020 10:56:20 PM
Review at Request of Prisoner: Yes Or by Policy: Date/Time: 10/13/2020 12:30:14 PM
Prisoner's Signature: shannon mccoy Accepting Supervisor Resolution: ☒ Date/Time: 10/18/2020 3:44:07 PM
Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: Date/Time:
Jail Commander's Response:

Jail Commander's Signature: Date/Time:

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: Date/Time:
Sheriff's Response:

Sheriff's Signature: Date/Time:

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: Date/Time:

Prisoner Name: MCCOY SHANNON SO#: 633221 Date: 10/12/2020
Last First Middle
 Housing Unit#: B2 Elko County Sheriff's Office

Instructions: Follow the direction for filling a Prisoner Grievance found on page of the Prisoner Information Manual. Failure to process the grievance as directed in the manual will result in your grievance being dismissed. (If you need more room, use the additional sheets of paper)

Grievance:

if you have trustees running around then you can give me the proper access to courts dont care how you do it

Prisoner's Signature: shannon mccoys Date/Time: 10/12/2020 11:17:15 AM
 Receiving Officer Signature: Holladay Date/Time: 10/13/2020 2:51:10 AM

Officer's Response:

The Jail is on lock down for the Safety and Security of Staff and Inmates. We will gladly get you to the Law Library as soon as the Jail is taken off lock down. We have been making all your copies you have asked for during the lock down. Trustees are used to sanitize the jail.

Officer's Signature: Holladay Date/Time: 10/13/2020 2:51:10 AM
 Prisoner's Signature: _____ Accept Officer's Resolution: ☐ Date/Time: _____
 Request Review by Supervisor: shannon mccoys Date/Time: 10/13/2020 12:30:51 PM

Supervisor Review:

I Believe we have resolved this matter. You are going to the Law Library. Please, like the trustees, make sure you wear your mask.
 Thank you,

Supervisor's Signature: Edgmond Date/Time: 10/14/2020 10:53:12 PM
 Review at Request of Prisoner: Yes Or by Policy: _____ Date/Time: 10/13/2020 12:30:51 PM
 Prisoner's Signature: shannon mccoys Accepting Supervisor Resolution: ☒ Date/Time: 10/18/2020 3:44:57 PM

Appeal Process:

I wish to appeal this grievance to the Jail Commander or his designee:

Prisoner's Signature: _____ Date/Time: _____
 Jail Commander's Response:

Jail Commander's Signature: _____ Date/Time: _____

Upon submitting, give back copy to Prisoner/Upon Resolution give next copy to Prisoner/Original copy to Admin Sargent for tracking and disbursement.

I wish to appeal the Jail Commanders response to my grievance. I realized that the Sheriff's decision is final.

Prisoner's Signature: _____ Date/Time: _____
 Sheriff's Response:

Sheriff's Signature: _____ Date/Time: _____

I acknowledge that I have received the final answer to my grievance.

Prisoner's Signature: _____ Date/Time: _____

Grievance

7-1

10/29/2020

SO# 633771

It's clear that there is no chain of command. We talked to 6 Deputy's asking for my legal cases that I needed for 14 days then I had to get my Habeas Corpus set. So I couldn't wait for case law anymore which 4 days is Executive and a denial of the Courts because law library has to be adiquit which obviously it's not then the denial of your 6th assistance is blatant disregard want action taken immediately. Time of fighting for a Constitutional Right.

Shannon McG
10/29/2020

I want a copy so when I sue I have records.

VERIFICATION UNDER PENALTY OF PERJURY

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge, and is made without benefit of a notary pursuant to NRS 208.165, and 28 USC § 1746 as I am an incarcerated person.

Dated this 2nd day of November, 20

By: Shawn McCar
Pro-Se P.O. Box 2028
EIKO NV. 89801

I put in the mail 2 copies in the US mail under Rule 5(C)2, 2 copies to

EIKO District Court Clerk
550 Idaho Street 3rd Floor
EIKO NV. 89801-3518

Complaint 2 Copies in US Mail

Case # DC-CV-20-115

Exp # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Arturo Narvaiza, Sheriff

Michael Silva, Lieutenant

John Oldham, Sergeant

Melony Edmonds, Sergeant

Richie Laspade, Deputy

Jordan Grebenc, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve Satterthwaite, Sergeant

Robby Atkins, Sergeant

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 7028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Richie Legarde, appears
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(F); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY:

Shannon David McEay Pro-Se

BY: Michael Murphy, Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Richie Joseph, Deputy, to Case No. DC-CV-20-83 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 51746

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

VOLUME 2

HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
COTTONWOOD, ID 83522**

**BRENT L. RYMAN
ERICKSON, THORPE & SWAINSTON, LTD
99 WEST ARROYO STREET
RENO, NV 89509**

**TYLER J. INGRAM, ESQ.
ELKO COUNTY DISTRICT ATTORNEY
540 COURT STREET, 2ND FLOOR
ELKO, NV 89801**

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmonds, Sergeant
Richie Lucpade, Deputy
Jordan Grebeney, Deputy
Dawn Holladay, Deputy
Elko County Jail
Steve Satterthwaite, Sergeant
Bobby Atkins, Sergeant, Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 2022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Wilton Edmond, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this of , 2020
BY:

Shannon David McCoy Pro-Se

BY: Michelle Muly, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Melony Edmond Sergeant, to Case No. DC-CV-20-83 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5194b

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmonds, Sergeant
Richie Lucpade, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant, Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 2022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, John O'Donovan, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY:

Shannon David McCoy Pro-Se

BY: ~~Shannon David McCoy~~ Deputy Clerk Date ~~11/10/2020~~
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, John Oldham, Sergeant, To Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5174

BY: _____ Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

Case # DCV 20 115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narviza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmonds, Sergeant

Richie Jaspard, Deputy

Jordan Grebency, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve, Satterthwaite, Sergeant

Roby, Atkins Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 7022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Michael Silva, Lieutenant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has 45 Days to answer Complaint, from Date of service of the summons

Rule 4 (F); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint which is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY: _____

Shannon David McEay Pro-Se

B4: William W. Winkley, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
EIKO NO. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Michael Silva, Lieutenant, To Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKD ND. 89801-33

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCa
Plaintiff

vs.

Summons

Aitor Harvira, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmonds, Sergeant

Richie Jacpade, Deputy

Jordan Grebner, Deputy

Dave Holladay, Deputy

Elko County Jail

Steve Satterthwaite, Sergeant

Bob Atkins, Sergeant, Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCa
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 7022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby, Summons
Defendant, Arlen Hernandez, Sheriff
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this of , 2020
BY:

Shannon David McFarlane

BY: Michelle Muehle, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Aitor Unzueta, Sheriff, To Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5174b

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Exhibit # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Defendants

Aitor Haruiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
Richie Laspade, Deputy
Jordan Grebeney, Deputy
Dawn Holladay, Deputy
Elko County Jail
Steve Satterthwaite, Sergeant
Bobby Atkins, Sergeant

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 2022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Arlen Munvarza, Sheriff
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY:

Shannon David McEoy Pro-Se

BY: Michelle Muehle, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
ELKO NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Anton Nuvaira, Sheriff, to Case No. DC-CV-20-83 this summons with a copy of Complaint Attached.

- ☐ Have delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5174b

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep #

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
Richie Jaspard, Deputy
Jordan Grebency, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box 2028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons,
Defendant, Steve Sillenthwaite, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY:

Shannon David McEay Pro-Se

BY: Wanda Winkler Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Steve Stathenthwaite Sergeant, to Case No. DC-CV-20-83 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/51746

BY: _____ Date _____

District Court Clerk
550 Court Street 3rd Floor E/KD ND. 89801-35

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCa,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melany Edmond, Sergeant
Richie Jaspard, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant
Jury Trial Demand

Comes now, plaintiff Shannon David McCa,
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box- 7022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Jordan Grebner, is required
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendant, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020
BY:

Shannon David McEay Pro-Se

BY: [Signature] Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Jordan Gurbene, Deputy, to Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5194

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

Kite

So # 633921

11/2/2020

I would like a ^{2010 AUDIO A-539} copy of all paper
kites that I have put in along
with Grievances to take to my
hearing. Also video cam off of Smith's/Reunder

Also would like to have Deputy
Smith for a witness and Deputy
Hatch as they were right next to
me as I talked to Sgt Adkins
Also would like everyone that was
in the room on the 12th as this
was a nice time during me
my paper was even in Kule look
states So not walk away if you
have verified your foot law floor,
also.

Thanks

Jameson M. S.

Please give me a copy

Case # DC-CV-20-115

Verd # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF
THE STATE OF NEVADA, IN AND FOR THE COUNTY
OF ELKO

Shannon David McFarley
Plaintiff,

vs

Motion To
Proceed as

Aitor Navariza, Sheriff

Michael Silva, Lieutenant

John Oldham, Sergeant

Bobby Atkins, Sergeant

Malory Edmond, Sergeant

Richie Asprado, Deputy

Jordan Greenberg, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve Lathenwhite, Sergeant

Defendants

Verdict Trial Demanded

Comes now plaintiff Shannon David McFarley
in Person as a Indigent Person Under
Nevada Revised Statute 12.015

Comes now under affidavit, Shannon David
McCoy and, Declares under penalty of
perjury that Plaintiff total assets are 0
dollars no checking account, no savings
account, Plaintiff does not even own
a car. Plaintiff ask this Honorable
Court under Rules of NRS 12.015
actions involving indigent person under
Rule 8 (a) and 1.1(a) to proceed in
this case as Indigent Person. The
Only money plaintiff gets is Gift money
from his ex-wife Rosita McCoy and this
case is ripe for Action based on Constitution
and Rights being Violated. NRS 211.140
B.S. | Shannon McCoy Pro-Se
P.O. Box 2070, Elko NV. 89801

RESIDENT HISTORY REPORT

Page 1 of 1

Elko County Jail

11/02/2020 14:17

ST 23 | OPR d5888

SO Number : 633221

Resident Name : MCCOY, SHANNON DAVID

Time Frame : 04/01/2020 06:00:00 - 11/01/2020 23:59:59

Date	Time	Type	ST	OPR	Receipt #	Amount	Balance
07/18/2020	16:41	ReIntake	1	XML	A12314	\$0.00	\$0.00
08/21/2020	06:53	EF Commissary	1	cobra	A13198	\$25.00	\$25.00
08/21/2020	06:53	Rec Payment	1	cobra	A13199	\$5.00	\$20.00
08/24/2020	16:04	Order	16	cobra	P189	\$16.59	\$3.41
08/26/2020	10:23	Order	16	cobra	P197	\$3.35	\$0.06
09/08/2020	19:41	EF Commissary	1	cobra	A13749	\$50.00	\$50.06
09/08/2020	19:41	Rec Payment	1	cobra	A13750	\$10.00	\$40.06
09/09/2020	14:14	Order	1	cobra	A13788	\$4.00	\$36.06
09/09/2020	20:59	Order	1	cobra	A13812	\$30.89	\$5.17
09/09/2020	21:02	Order	1	cobra	A13813	\$4.74	\$0.43
10/10/2020	16:31	EF Commissary	1	cobra	A14846	\$50.00	\$50.43
10/10/2020	16:31	Rec Payment	1	cobra	A14847	\$10.00	\$40.43
10/14/2020	15:09	Order	1	cobra	A14982	\$19.15	\$21.28
10/18/2020	15:48	Order	10	cobra	J85	\$3.00	\$18.28
10/18/2020	16:00	Order	10	cobra	J86	\$17.66	\$0.62
10/19/2020	14:00	Credit	1	cobra	A15115	\$1.58	\$2.20
10/28/2020	06:46	Phone Refund	1	cobra	A15398	\$0.00	\$2.20

VERIFICATION UNDER PENALTY OF PERJURY

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge, and is made without benefit of a notary pursuant to NRS 208.165, and 28 USC § 1746 as I am an incarcerated person.

Dated this 2nd day of November, 20

By: Shannon McElroy

Pr 4 P.O. Box 2028

EIKO NV. 89801

I put in the mail 2 copies in the US mail under Rule 5(C)2, 2 copies to

EIKO District Court Clerk
550 Idaho Street 3rd Floor
EIKO NV. 89801-3518

Motion to Proceed as Indigent Person
(Form of Paupers)

Should these
documents be
filed/issued?

Thank you!

Myra

4/5/2

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Alicia Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richie Lucpade, Deputy

Jordan Grebner, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve, Satterthwaite, Sergeant

Bobby Adkins, Sergeant, Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 3028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto Summons
Defendant, Bobby Atkins Seager
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this of , 2020
BY:

Shannon David McCoy Pro-Se

BY: [Signature] Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Bobby Atkins Sergeant, To Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 51746

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
Richie Lucpade, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
ELKO County Jail
Steve, Satterthwaite, Sergeant
Robby Atkins, Sergeant, Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 775 West Silver Street, ELKO NV,
89801 (P.O. Box 2022, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereby, Summons
Defendant, ELKO County Jail
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (F); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this of , 2020
BY:

Shannon David McEay Pro-Se

BY: William Murphy, Deputy Date 11/10/2020
DISTRICT COURT CLERK Clerk
550 Court Street 3rd Floor
ELKO NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that Under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, EIKO County Jail, to Case No. DC-CV-20-83 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/5194b

BY: _____ Date _____

District Court Clerk

550 Court Street 3rd Floor EIKO ND. 89801-33

Case # DC CV 20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
Richie Lacorde, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 7022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Doug Holladay, Deputy
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this _____ of _____, 2020

BY:

Shannon David McCoy Pro-Se

BY: Michelle Holladay, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK

550 Court Street 3rd Floor

EIKO NV. 89801-3518

SERVICE OF SUMMONS

I _____, do hereby verify that under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date _____ day of 2020, I served Defendant, Doug Holladay, Deputy, to Case No. DC-CV-20-83 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☐ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: _____

Document is signed under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY: _____

Date _____

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

Dear Caroline

11/19/2000

As you can see I had to reuse the envelope you sent me. Also as I suspected my mail was delayed with as I sent this Absence unit of National Archives and on the 22nd of ~~August~~ October and when I got the Case Summary Book on the 12th of November from you it was all over. It this is a no going issue. If you could put a Copy of this letter in Case 100-40-20-115 I would greatly appreciate it.

I also left the old Verification Under Penalty of perjury and Certificate of Mail from the 25th day of October in there but also put a new one in from the 14th one of November.

Also added the transcripts in the letter and have not received them.

Thank you so much for your time.

Respectfully,
Walter Lawrence

W. Lawrence

11/19/2000

Handwritten notes at top right:
HARRISON #6533221
P.O. Box 2078
EKO CO. 89803

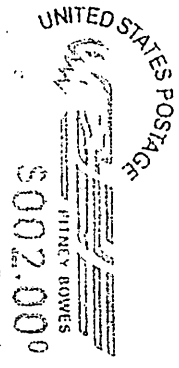
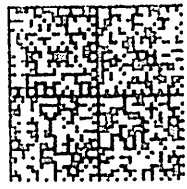
RECEIVED

NOV 19 2020

EKO County Clerk

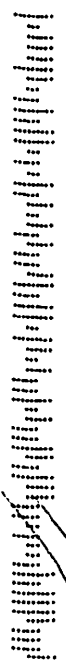
Kristine Tokemau
EKO County Clerk
550 Court Street 3rd floor

EKO CO. 89801



Legal mail

8980133518 0002



Case # DC-CV-20-115

Dept # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John Oldham, Sergeant

Medway Edmond, Sergeant

Richard Aspadre, Deputy

Jordan Grebner, Deputy

Doug Holladay, Deputy

- ELKO County Jail

Steve, Satterthwaite, Sergeant

Robby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereby, Summons
Defendant, ELKO County Jail
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McCoy
Shannon David McCoy Pro-Se

BY: Michelle Mulvihill, Deputy Date 11/10/2020
DISTRICT COURT CLERK Clerk
550 Court Street 3rd Floor
ELKO NV. 89801-3518

SERVICE OF SUMMONS

I, ANITA, do hereby verify that Under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Anta Nwunwa, Sheriff, To Case No. DC-CV-20-1154 this Summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ANITA

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/5174b

RECEIVED

NOV 19 2020

BY:

Date

District Court Clerk

Elko County Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

- Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmonds, Sergeant
Richard Laspade, Deputy
Jordan Grebeaux, Deputy
Doug Holladay, Deputy
ELKO County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants
Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
is Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Aitor Arvizu, Sheriff
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEly
Shannon David McEly Pro-Se

BY: Michelle Muehle, Deputy Clerk
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I A/N Honeystewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Steve Stathernite Sergeant, in Case No. DC-CV-20-00115 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail (Attorney General Only)

Served BY: A/N H.

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV90-115

Dept. #

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Medwyn Edmond, Sergeant

Richard Laspade, Deputy

Jordan Grebeny, Deputy

Doug Holladay, Deputy

ELKO County Jail

- Steve, Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 7022, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Steve Satterthwaite, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: ~~Shannon~~ David McEay
Shannon David McEay Pro-Se

BY: ~~Ummah~~ Ummah, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALVIN HARRINGTON, do hereby verify that Under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 11th day of November 2020, I served Defendant, John (Joshua) Oldham, Sergeant, To Case No. DC-CV-20-~~88~~115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY:

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/51746

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Urquiza, Sheriff

Michael Silva, Lieutenant

- John Oldham, Sergeant

Melony Edmonds, Sergeant

Richard Laspadie, Deputy

Jordan Grebenc, Deputy

Doug Holladay, Deputy

ELKO County Jail

Steve, Satterthwaite, Sergeant

Bobby Atkins, Sergeant

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby Summons Defendants
in above-entitled Cause. Plaintiff is
currently being housed at ELKO County
Jail, 775 West Silver Street, ELKO NV,
89801 (P.O. Box 2022, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, John Oldham, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(F); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: ~~Shannon~~ David McEay
Shannon David McEay Pro-Se

BY: ~~Wanda Wukly~~ Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
ELKO NV. 89801-3518

SERVICE OF SUMMONS

I, AN HONORABLE, do hereby verify that Under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 11th day of November 2020, I served Defendant, Melroy Edmond Sergeant, To Case No. DC-CV-20-~~115~~ 115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: [Signature]

Document is signed under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor E/KD NO. 89801-35

Case # DC-CV-20-115

Dep. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

- Melony Edmond, Sergeant

Richard Laspade, Deputy

Jordan Grebeny, Deputy

Doug Holladay, Deputy

ELKO County Jail

Steve Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Heroby Summons
Defendant, Melony Edmond, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(F); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEay
Shannon David McEay Pro/Se

BY: Michelle Muly, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Hoxnestewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Doug Holladay, Deputy, to Case No. DC-CV-20-115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail (Attorney General Only)

Served BY: ALAN H

Document is signed under Penalty of Perjury NRS 208.165, and 28 USC 5194b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC CV 20-115

Dep. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richard Laprade, Deputy

Tordan Grebeny, Deputy

- Doug Holladay, Deputy

ELKO County Jail

Steve Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Doug Halladay, Deputy
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
By: Shannon David McEoy
Shannon David McEoy Pro Se

By: Michelle Muly, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I LIAN Honeyestewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Jordan Grubene, Deputy, to Case No. DC-CV-20-~~00~~115 this Summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: LIAN H.

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shawn D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richard Laspade, Deputy

- Jordan Greben, Deputy

Doug Holladay, Deputy

ELKO County Jail

Steve, Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shawn David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2022, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Jordan Greben, Deputy
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shawn David McEay
Shawn David McEay Pro-Se

BY: Michelle Muly, Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I, IAN THOMPSON, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years of age and I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Richie Repard, Repard, Deputy, To Case No. DC-CU-20-~~00~~115th is summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: IAN THOMPSON

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DC-CV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aiton Nuvaira, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
- Richie Laspadie, Deputy
Jordan Greben, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Adkins Sergeant Defendants
Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 2022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Richie Laspadol, Deputy,
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
By: Shannon David McEay
Shannon David McEay Pro-Se

By: Melissa Mully, Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Honeystern, do hereby verify that under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of NOVEMBER 2020, I served Defendant, Bobby Atkins Sergeant, to Case No. BC-CV-20-00115 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H

Document is signed under Penalty of Perjury URS 208.165, and 28 USC § 1746

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

Case # DC-CV-20-115

Exp. # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shawn D. McCoy,
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richard Laspade, Deputy

Jordan Grebner, Deputy

Doug Holladay, Deputy

ELKO County Jail

Steve, Satterthwaite, Sergeant

- Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shawn David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Herobc summons Defendant, Bobby Atkins Sargent to answer Complaint that is Attached to the summons.

Under Rule 12(a)(2); Defendant has 45 Days to answer Complaint, from Date of Service of the Summons

Rule 4 (E); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint which is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
By: Shannon David McCoy
Shannon David McCoy Pro-Se

BY Manuel Muley, Deputy Clerk Date 11/10/2000
DISTRICT COURT CLERK
550 Court Street 3rd Floor
EIKO NO. 89801-3518

SERVICE OF SUMMONS

I ALEX HONESTEN, do hereby verify that under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Michael Silva, Lieutenant, to Case No. DC-CV-20-115 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALEX H.

Document is signed under Penalty of Perjury URS 208.165, and 28 USC 5174

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-35

Case # DCV 20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shawn D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

- Michael Silva, Lieutenant

John Oldham, Sergeant

Melony Edmond, Sergeant

Richie Laprade, Deputy

Jordan Grebeny, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve, Satterthwaite, Sergeant

Bobby Hicks Sergeant Defendants

Jury Trial Demand

Comes now, plaintiff Shawn David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box 7028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Michael Silva, Defendant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McCoy
Shannon David McCoy Pro-Se

BY: [Signature] Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
EIKO NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Honeyestewa, do hereby verify that under Rule 4(c)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, EIKO County Jail, to Case No. DC-CV-20-~~00~~115 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H

Document is signed under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor EIKO ND. 89801-35

Dear Mr. [unclear]

I will like to document as my
service for the Commission and then the rest of
to the County Clerk and Clerk and was also
in view of Commission cell number 1. I
would like it to be on the record that
Deputy Rickie Jensen refused the Commission
when I have handed him the paper on the 14th
of November around 12:00 pm. Jensen then
told me he would go to the County Clerk
and returned there 11:00 am with and
the rest of the day. About 20 minutes
later Rickie Jensen brought that to me the
Commission and Commission. He then said I was
to go through all the papers to see if
I could not take them back as
they were served properly. They are still
on my list. He then said the Clerk
I said Please do not call me. He
called me 11:5. I told them they were drinking the
day but they just said case. Fred
Shaw's Rule 4 to Deputy Smith.

RECEIVED

NOV 19 2020

Elko County Clerk

Dear Kristine,

I'm not sure why the summons for Case # DC-CU-20-83 are taking so long as they have been there for a month and a half almost please Explain what I need to do as I thought I fixed the problem when I gave you a place to sign, so why so long.

Thank you for your time.

Shannon McCoy
Two Ro-ke
P.O. Box 2028
Elko NV. 89803

P.S. Will you please put my Daily Log Papers I sent in Case # DC-CU-20-115 I appreciate it.
Thank you.

RECEIVED

NOV 30 2020

Elko County Clerk

Daily logs

11/21/20 Got pm at 1:00 Am from Officer Lyons (BA) envelopes and paper at 1:00 pm. Put Grievance in on Not following Rule Book on my appeal # 98226. Finish Voluntary Statement to put charges on it Michael Silva, D. Hatch, L. Kendall, Jordan Greber. Sending one copy to DA Tyler Ingram and a copy for EIKO PD To pick up. Asked for copies at 4:00 pm (Control Room) gave Control room Paper with laws I needed. Talked to Deputy Blen, ^{I told him} he ^{is} ^{the} commanding officer that Papers for law suit have stamp from Court

11/22/20

Put in Kite for Case law and didn't get it last night also didn't get Copies finally got them at 11:00 Am today Deputy Smith. Told Deputy Furber had Voluntary Statement from for EIKO Police Department to pick up. Sending one copy to Attorney General, one copy to EIKO DA Tyler Ingram and news station. At dinner I called on Intercom it was Deputy Furber asked Him if an EIKO PD came in so I can turn in this Voluntary Statement from. He said no pretty hard to believe but OK. Will try on next shift. Its about 10:00 Pm still will not call EIKO PD

11/19/20

Officer Kellum for the EIKO Police Department
took Complaint on Richie Despace

Went to Court today Trial Set for 2nd week
of January also brought up my legal mail
as my motion to Suppress Evidence was not
there this is another one. Put in Kite General
#85774 How to use phone, #85792 on legal
mail as motion to suppress Evidence in Case
#20 3885 didn't make it. Also #85954
medical Kite about my eyes and my files
to review. Sending out Complaint against
Richie Despace to Tyler Ingram for Prosecution
Talked to Deputy Bear asked again about
my appeal tried to say that if didn't hear
nothing then its upheld, but the rule Book
says 15 days and get answer by writing
also Show Bthen (Deputy) the Seal on the
law with why I keep trying I don't know
why there to stupid to a case Lt Silva
is! Asked Furbee for envelopes didn't bring
me none for legal work

11/20/20

Put in Grievance over my Disciplinary Hearing
going to file charges for oppression. Nobody
showed up how to use phone and can't get copies
of our request can't put appeals in as its impossible
to even which one. Righting with broken Police of
Ponkail ask Deputy Furbee for pen paper and
envelopes as need to do legal work. I'm being
Denied per Sgt Gaterhwaite. I have pen paper
and envelopes in my property that I need

So I don't see the problem. Day shift never got me
any pen paper or envelopes. Started at about
10:00 AM when its second shift have asked for
pen and paper and envelopes. @

11/18/20

Got Complaint forms only took a month and kind of fishy put in Paper Kite never got Complaint but as soon as its on a data base that's saved get it. Put Kite in on how to use Phare as can not appeal Grievance. Put Grievance in on legal mail being tampered with (Summons) #83716 then another grievance in on my legal mail not making it to Court (w/ Amended writ of Habeas Corpus) #83728. Filled out written Statement from charges to be brought against Richie Jespado Under WRS 212.020 Oppression. Need to get 3 more for Bobby Adkins, Deputy Hatch, James Kord, Deputy, and Jordan Grebner. Asked for a Sheriff or Deputy to come sign report. Tired all day shift to get somebody to take Elko County Sheriff's office Voluntary written Statement. Nobody will take it. Now its night shift call Control Room about bid's pm talked to female and Deputy Jordan Grebner was suppose to send Deputy to get it told them I need Copies also off it so I can send to DA. Deps Erica Gonzalez came by I got her to stop at my door. Handed Her paper work said I need Copies she asked what this is for I said Criminal Charges against Richie Jespado. She Handed them back and said she had to talk to Sgt Adkins first. Deputy Kindell took the Statement and Deputy Gonzalez brought me a Copy said EPD was coming to get it.

11/17/2020

Put in Kite about my appeal on ~~displeasing~~ that in there rule book said have 5 working days to answer I put it in at 11/6/20 at 1:00 AM to Deputy Bear. He was 11/10/20. It seems they don't have to follow policy's. Also put Grievance in over mail not being passed out everyday that mail runs and Mail don't go out on Saturdays legal mail needs to be mailed everyday that the US Post Office runs. I found this out through Deputy Furbee on 11/15/2020 when I asked him. Asked Deputy. Also to put Kite in on something to appeal Grievances stated I wanted to appeal all of my Grievances. And Kite to get all my Grievances and Kites that have been submitted on Phone copies of them. Asked Deputy Smith (male) for large envelopes to mail legal work out at 8:20 ^{AM} on 11/16/20. I was denied low library last night. It pretty funny the day Sgt Atkins gets back this happens again. (No low library). At about 1:30 pm Deputy Smith brought me a manilla envelope to mail my legal work to wife. Also had Smith run his hand over Summons and feel Court seal this was my last effort to be fair. Deputy Smith said he would get ahold of Aitor Hernandez Sheriff to let him know.

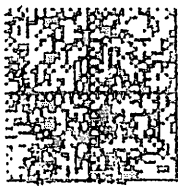
~~11/16/2020~~ 11/16/2020

Pat Got up for meds and seen Deputy Smith (male) took him about summons on table, listened to my Kites on phone they told me there not filed right I give up I've done all I can do tried on last time called Control Jovana was in Control room stated that Lt Silva is messing up and that the Complaint and Summons are real and proper. She told me to document it which I have done. That's 3 days of being harass and ~~not~~ trying to make sure they don't screw up but they don't care.

Put in Kite on Phone about needing manilla envelopes for legal work. Also a grievance for oppression by officer Laspose asking for charges to be brought up. Also on Kite brought up my appeal on disciplinary which is retaliation for lawsuits. Put medical Kite in my left eye don't have black spots but now vision blurry in that eye. Aske for Copies of Kite. At about 11:00 pm at night Mailed out letter to Justice Court asking for Transcripts of all Hearing on my Battery Summons on Table still even talked to Deputy Kendall she was going to tell Sgt. Adkins. Also aske deputy Kendall for manilla Envelops and regular envelopes to send mail (legal) out.

11/15/2020 was brought 4 pieces of Unlined Paper and 2 Regular Envelopes before I wake up at 7:00 Am for Breakfast. At around 10:00 Am when I got home out Placed Summons and Complaint on table because at about 7:30 Am Deputy Richie Jespade took them off my food slot and placed them in my room. At about 10:15 Am left general ~~message~~ message about not accepting Summons Deputy Richie Jespade then put Grievance in as a Fantasy Stating by law they have been served that all I can do. At 10:45 Am Deputy Furbee was in Control Room asked for manilla envelopes to send out legal work. At around 7:20 mailed out the summons back to District Court Clerk white envelope at same time asked Deputy Bear for 2 manilla envelopes and more white envelopes to send mail (legal) out. At 1:30 Am Had to ask Allen Hargestown for envelope, Mailed out 2 Static Hearing Request in case NO CU-DC-20-77 and CU-CD-20-151 and E1-CR-M-20-3885 motion to suppress, Complaint and Summons for case DC-CU-20-115 Still on table in P.O. Deputy Bear brought me 3 envelopes just now at 2:30 Am

Theresa McCoy #633221
P.O. Box 7028
Elko NV 89803



UNITED STATES POSTAGE
5000.65

Kristine Jakeman
District Court Clerk
550 Court Street 3rd floor
Elko NV. 89801

legat
mcl

legat
mcl

ELKO COUNTY JAIL

8980133512 0002

Dear Kristine,

11/19/20

I went to Court today and the motion to suppress evidence was not gotten by Court on AA.

I'm really sorry as I know your busy but it was heavy on my mind because my mail seems to not make it to where I send it.

Could you send me case summaries from Cases:

DC-CV-20-77

DC-CR ~~20-151~~ 20-151

DC-CV-20-83

DC-CV-20-115

DC-CV-20-103

EL-JC-CR-M-20-3885

NOV 30 AM 11:50
U.S. DISTRICT COURT
DEPUTY CLERK

Thank you so much,

Sincerely Shannon A. McE

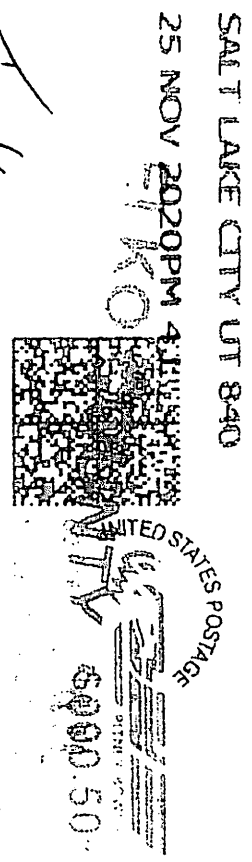
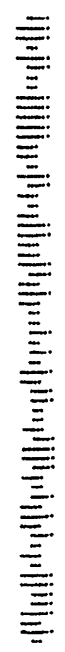
Shannon 11/14/17 #633221
10. Box 2032
1100 W. 89803

Legal
Mail

Kristine Jakeman
550 Court Street 3rd floor
Elko Nevada 89801-3518

Legal
Mail

89801-351850



Case Nos: DC-CV-20-~~38~~⁸³/DC-CV-115/DC-CV-20-103/DC-CV-20-77

FILED

Dept. No. 1

2020 DEC 15 PM 4:13

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

STATE OF NEVADA,

Plaintiff,

V.

SHANNON DAVID MCCOY,

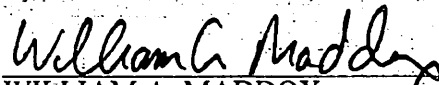
Defendant.

**ORDER DISMISSING
PRETRIAL MOTIONS, WRITS
OF HABEAS CORPUS, AND
COMPLAINTS**

Before this Court are several pre-trial motions, writs of habeas corpus, and complaints filed by Shannon David McCoy (hereinafter "Defendant"), who represented himself pro per. A hearing on Defendant's numerous pre-trial filings was held on December 9, 2020. At said hearing, Defendant pleaded guilty to Concealing or Destroying the Evidence of the Commission of a Felony, a Gross Misdemeanor as defined by NRS 199.220 (NOC 52980). Pursuant to Defendant's guilty plea, the pre-trial filings are now moot.

Therefore, **IT IS HEREBY ORDERED** that cases DC-CR-20-151, DC-CV-20-~~38~~⁸³, DC-CV-115, DC-CV-20-103, DC-CV-20-77 are **DISMISSED**.

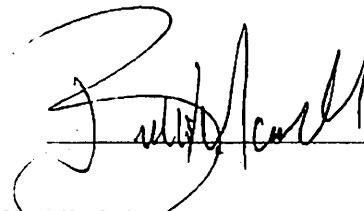
IT IS SO ORDERED this 15 day of December, 2020.


WILLIAM A. MADDOX
SENIOR DISTRICT JUDGE

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 15th day of December, 2020, I deposited for mailing in the U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS, AND COMPLAINTS** addressed to:

Shannon D. McCoy
P.O. Box 2028
Elko, NV 89803

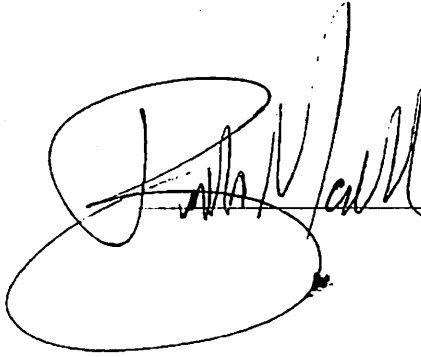


CERTIFICATE OF HAND DELIVERY

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 15th day of December, 2020, I personally delivered a file-stamped copy of the foregoing **ORDER DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS, AND COMPLAINTS** to:

Roger H. Stewart Esq.
569 Court St.
Elko, NV 89801
[Box in Clerk's Office]

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]



Case No. DC-CV-20-115
Dept. No. 2

FILED

**In the Fourth Judicial District Court of the State of Nevada
In and for the County of Elko**

2020 DEC 16 A 10:12
ELKO CO. DISTRICT COURT
CLERK _____ DEPUTY 18

STATE OF NEVADA

Plaintiff,

Vs.

Notice of Entry of Order

SHANNON DAVID MCCOY

Defendant,

Please take notice that on 12/15/20, the Court entered an Order in this matter, a true and correct copy of which is attached to this notice.

You may appeal to the Supreme Court from the Order of this Court. If you wish to appeal, you must file a notice of appeal with the Clerk of this Court within 33 days after the date this notice is mailed to you.

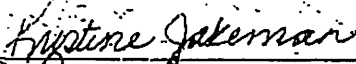
This notice was mailed on 12/15/20 addressed to:

Shannon D. McCoy Inmate #633221
PO Box 2028
Elko, NV 89803

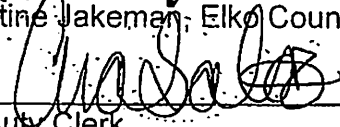
Roger H. Stewart, Esq.
569 Court St.
Elko, NV 89801
[Box in Clerk's Office]

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court St. 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]

Dated this December 16, 2020



Kristine Jakeman, Elko County Clerk

By: 

Deputy Clerk

Case Nos: DC-CV-20-⁸³~~38~~/DC-CV-115/DC-CV-20-103/DC-CV-20-77

FILED

Dept. No. 1.

2020 DEC 15 PM 4:13

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA; IN AND FOR THE COUNTY OF ELKO

STATE OF NEVADA,

Plaintiff,

V.

SHANNON DAVID MCCOY,

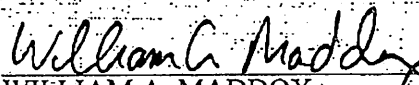
Defendant.

**ORDER DISMISSING
PRETRIAL MOTIONS, WRITS
OF HABEAS CORPUS, AND
COMPLAINTS**

Before this Court are several pre-trial motions, writs of habeas corpus, and complaints filed by Shannon David McCoy (hereinafter "Defendant"), who represented himself pro per. A hearing on Defendant's numerous pre-trial filings was held on December 9, 2020. At said hearing, Defendant pleaded guilty to Concealing or Destroying the Evidence of the Commission of a Felony, a Gross Misdemeanor as defined by NRS 199.220 (NOC 52980). Pursuant to Defendant's guilty plea, the pre-trial filings are now moot.

Therefore, **IT IS HEREBY ORDERED** that cases DC-CR-20-151, DC-CV-20-⁸³~~38~~, DC-CV-115, DC-CV-20-103, DC-CV-20-77 are **DISMISSED**.

IT IS SO ORDERED this 15 day of December, 2020.


WILLIAM A. MADDOX
SENIOR DISTRICT JUDGE

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Shannon D. McCoy
P.O. Box 2028
Elko, NV 89803

[Handwritten signature]

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Roger H. Stewart Esq.
569 Court St.
Elko, NV 89801
[Box in Clerk's Office]

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]



Dear Kristine

FILED

11/14/2020

2020 DEC 16 AM 10:20

As you can see I had to reuse the envelope you sent me. Also as I suspected my mail was tampered with as I sent this Affidavit writ of Habeas Corpus out on the 28th of ~~March~~ October and when I got the Case Summary Sheet on the 13th of November from you it was not on it this is a going issue. If you could put a Copy of this letter in Case No: PC-CV-20-115 I would greatly appreciate it.

I also left the old Verification Under Penalty of Perjury and Certificate of M-11 from the 28th day of October in there but also put a new one in from the 14th day of November.

Also asked for transcripts on other letters and have not reviewed them.

Thank you so much for your Time.

Sincerely Shannon A McEoy
Pro-Se

P.O. Box 2028

EIKO 201. 89B03

RECEIVED

NOV 17 2020

Elko County Clerk

Case # DC-CV-20-115

Dep # 1

FILED

2020 DEC 15 AM 10:33

ELKO CO DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shawn D. McCa
Plaintiff

vs.

Summons

- Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melany Edmond, Sergeant
Richie Caspade, Deputy
Jordan Grebenc, Deputy
Doug Holladay, Deputy
ELKO County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shawn David McCa
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 775 West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Aitor Unzueta, Sheriff
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McElroy
Shannon David McElroy Pro-Se

BY: Michelle Muehle, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN HONQUESTENA, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Steve Stathenthwrite ~~Exempt~~ to Case No. DC-CV-20-~~00~~ 115 this summons with a copy of Complaint Attached.

- ☐ Have delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail (Attorney General Only)

Served BY: ALAN H.

Document is signed Under Penalty of Perjury DRS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-33

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

Case # DC-CV-20-115

Dept # 1

2020 DEC 16 AM 10:21

UNITED DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
- Richard Jaspard, Deputy
Jordan Grebenc, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box 2022, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Richie Laspadol, Deputy
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(E); Failure to answer within
45 days will result in a default
Judgement against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEay
Shannon David McEay Pro-Se

BY: Michelle Mully, Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
EIKO DV. 89801-3518

SERVICE OF SUMMONS

I ALAN Hornupstern, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 11th day of NOVEMBER 2020, I served Defendant, Bobby Atkins Sergeant, to Case No. DC-CV-20-~~00115~~ 115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

Case # DC-CV-20-115

Dept # 1

2020 DEC 16 AM 10:24

ELKO CO DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
Melony Edmond, Sergeant
Richard Jaspard, Deputy
Jordan Greben, Deputy
Doug Holladay, Deputy
ELKO County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereby Summons
Defendant, Indran Grebenc, Deputy,
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(F); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEay
Shannon David McEay Pro-Se

BY: Michelle Muehle, Deputy Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN HAMPSTERN, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Richie (Responde.) Lospade, Deputy, To Case No. DC-CV-20-1154 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC/5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3511

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

2020 DEC 16 AM 10:34

ELKO DISTRICT COURT

Case # DCCV-20-115

Dep # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richie Caspade, Deputy

Jordan Grebeny, Deputy

- Doug Holladay, Deputy

ELKO County Jail

Steve, Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby Summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Doug Halladay, Deputy
to answer Complaint (that is Attached
to the summons).

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020

BY: Shannon David McEoy
Shannon David McEoy Not Se

BY: Michelle Muly, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK

550 Court Street 3rd Floor

EIKO NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Horeyestewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Jordan Grubew, Deputy, In Case No. DC-CV-20-~~00~~115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H.

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/51746

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

Case # DC-CV-20-115

FILED

2020 DEC 16 AM 10:34

FOURTH DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Urquiza, Sheriff
Michael Silva, Lieutenant
John O'DHAM, Sergeant
- Melony Edmond, Sergeant
Richard Jaspard, Deputy
Jordan Grebeny, Deputy
Doug Holladay, Deputy
ELKO County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant Defendants
Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 7028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Melony Edmond, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRC;P;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEay
Shannon David McEay Pro Se

BY: Michelle Mulvihill, Deputy Clerk Date 11/12/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Hornvesting do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Aug Holladay, Deputy, to Case No. DC-CV-20-115 this summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 51746

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

Case # DC-CV-20-115

2020 DEC 16 AM 10:34

FOURTH DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
Michael Silva, Lieutenant
- John OLDHAM, Sergeant
Melony Edmonds, Sergeant
Richie Laspadie, Deputy
Jordan Grebenc, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve, Satterthwaite, Sergeant
Bobby Atkins, Sergeant

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and Hereby Summons Defendants
in above-entitled Cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box 2028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto Summons
Defendant, John Oldham, Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (E); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020

By: Shannon David McEay
Shannon David McEay Pro-Se

By: Michelle Mully, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN HONESTENA, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Melawie (Melawie) Edmond Sergeant, In Case No. DC-CV-20-1154 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail (Attorney General Only)

Served BY: ALAN H

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC § 1746

BY: _____ Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

VOLUME 3

HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
COTTONWOOD, ID 83522**

**BRENT L. RYMAN
ERICKSON, THORPE & SWAINSTON, LTD
99 WEST ARROYO STREET
RENO, NV 89509**

**TYLER J. INGRAM, ESQ.
ELKO COUNTY DISTRICT ATTORNEY
540 COURT STREET, 2ND FLOOR
ELKO, NV 89801**

Dear Kristine,

I'm not sure why the summons for Case # DC-CU-20-83 are taking so long as they have been there for a month and a half almost please Explain what I need to do as I thought I fixed the problem when I gave you a place to sign, so why so long.

Thank you for your time.

Shannon McCauley
Two Ro-Se

P.O. Box 2028

Elko NV. 89803

ELKO COUNTY CLERK
DEC 16 AM 10:47

FILED

P.S. Will you please put my Daily Log Papers I sent in Case # DC-CU-20-115 I appreciate it.

Thank you.

RECEIVED

NOV 30 2020

Elko County Clerk

Daily logs

11/21/20 Got pen at 1:00 AM from Officer Lyons (BA) envelopes and paper at 1:00 pm. Put Grievance in on Not following Rule Book on my appeal # 98226. Finish Voluntary Statement to put charges on it Michael Silva, D. Hatch, L. Kendall, Jordan Greber. Sending one copy to DA Tyler Tugman and a copy for ELKO PD To pick up. Asked for copies at 4:00 pm (Control Room) gave Control room Paper with law I needed. Talked to Deputy Blen, ^{I guess he} ~~he~~ ^{told his} commanding officer that papers for law suit have stamp from Court.

11/22/20 Put in Kite for Case law and didn't get it last night also didn't get Copy's finally got them at 11:00 AM today Deputy Smith. Told Deputy Furber had Voluntary Statement form for ELKO Police Department to pick up. Sending one copy to Attorney General, one copy to ELKO DA Tyler Tugman and news station. At dinner T. Called me Tugman it was Deputy Furber asked Him if an ELKO PD came in so T. can turn in this Voluntary Statement form. He said no pretty hard to believe but OK. Will try on next shift. Its about 10:00 PM still will not call ELKO PD

11/19/20

Officer Kellum for the EIKO Police Department
took Complaint on Richie Desnoe.

Went to Court today Trial set for 2nd week
of January also brought up my legal mail
as my motion to Suppress Evidence was at
there this is another one. Put in Kite General
#85774 How to use phone, #85792 on legal
mail as motion to suppress Evidence in Case
#20 3885 didn't make it. Also #85954
medical Kite about my eyes and my files
to review. Sending out Complaint against
Richie Desnoe to Tyler Ingram for Prosecution.
Talked to Deputy Bhan asked again about
my appeal tried to say that if didn't hear
nothing then its upheld, but the rule Book
says 5 days and get answer by writing
also show Bhan (Deputy) the Seal on the
law with why I keep trying to shut Kite
why there to stupid to a case let Silva
is asked Furber for envelopes didn't bring
me none for legal work.

11/20/20

Put in Grievance over my disciplinary Hearing
going to file charges for oppression. Nobody
showed up how to use phone and can't get Com's
of our request can't put appeals in as its important
to even which one. Righting with broken Police
Council ask Deputy Furber for pen paper and
envelopes as need to do legal work. I'm being
reviewed per Sgt Gaterhouse. I have seen Bhan
and know the envelopes is my property. That's another

So I don't see the problem. Day Shift Never got me
any pen paper or envelopes. Started at about
10:00 Am now its Second Shift have asked for
pen and paper and envelopes. @

11/18/20

Got Complaint forms only took a month and kind of fishy put in Paper Kite never got Complaint but as soon as its on a data base thats saved got it. Put Kite in on how to use Phare as I can not appeal Grievance. Put Grievance in on legal mail being tampered with (Summons) #83716 then another grievance in on my legal mail not making it to Court (w/ Amended writ of Habeas Corpus) #83728. Filled out written Statement form charges to be brought against Richie Lespede under WRS 212.020 Oppression, Need to get 3 more for Bobby Atkins, Deputy Hatch, James Kindell Deputy, and Jordan Grebner. Asked for a Sheriff or Deputy to come sign report. Tired all day shift to get somebody to take ELKO County Sheriff's office Voluntary written Statement. Nobody will take it. Now its night shift call Control Room about 6:00 pm talked to female and Deputy Jordan Grebner was suppose to send Deputy to get it told them I need Copies also off it so I can send to DA. Deputy Erica Gonzalez came by I got her to stop at my door. Handed Her paper work said I need Copies she asked what this is for I said Criminal Charges against Richie Lespede. She Handed them back and said she had to talk to Sgt Atkins first. Deputy Kindell took the Statement and Deputy Gonzalez brought me a Copy said EPD was coming to get it.

11/17/2020

Put in Kite about my appeal on discipline that in there rule book said have 5 working days to answer I put it in at 11/6/20 at 1:00 AM to Deputy Bear. The now 11/16/20. It seems they don't have to follow policies. Also put Grievance in over mail not being passed out everyday that mail runs and Mail don't go out on Saturdays legal mail needs to be mailed everyday that the US Post Office runs. I found this out through Deputy Furbee on 11/15/2020 when I asked him. Asked Deputy. Also to put Kite in on something to appeal Grievances. Stated I wanted to appeal all of my Grievances. And Kite to get all my Grievances and Kite's that have been submitted on Phone copies of them. Asked Deputy Smith (male) for large envelopes to mail legal work out at 8:30 ^{AM} on so, does denied low library last night. 4 proth, fanny, the day Sgt Atkins gets back this happens again. (No low library). At about 1:30 pm Deputy Smith brought me a manilla envelope to mail my legal work to wife. Also had Smith run his hand over Summons and feel Court seal this was my last effort to be fair. Deputy Smith said he would get ahold of Aitor Hernandez Sheriff to let him know.

~~11/16/2020~~ 11/16/2020

Pat Got up for meds and seen Deputy Smith (male) told him about Summons on table, listened to my Kites on phone they told me there not filed right I give up I've done all I can do tried on last time called Central Janna was in Court room stated that Lt Silva is messing up and that the Complaint and Summons are real and proper. She told me to document it which I have done. That's 3 days of being harassed and ~~not~~ trying to make sure they don't screw up but they don't care.

Put in Kite on Phone about needing manilla envelopes for legal work. Also a grievance for Oppression by officer Raspoche asking for charges to be brought up. Also on Kite brought up my appeal on disciplinary which is retaliation for lawsuits. Put medical Kite in my left eye don't have black spots but now vision blurry in that eye. Asked for Copies of Kite. At about 11:00 pm at night Mailed out letter to Justice Court asking for Transcripts of all Hearing on my Battery Summons on Table still even talked to Deputy Kendall She was going to tell Sgt. Adkins. Also asked Deputy Kendall for manilla Envelopes and regular envelopes to send mail (legal) out

11/15/2020 was brought 4 pieces of Unlined Paper and 2 Regular Envelopes before I wake up at 7:00 Am for Breakfast. At around 10:00 Am when I got back out Placed Summons and Complaint on table because at about 7:30 Am Deputy Richie Jespade took them off my food slot and placed them in my room. At about 10:15 Am left general ~~message~~ message about not expecting Summons Deputy Richie Jespade then put Grievance in as a Courtesy Stating by law they have been served that all I can do. At 10:45 Am Deputy Furbee was in Control Room asked for manilla envelopes to send out legal work. At around 7:20 mailed out the summons back to District Court Clerk white envelope at same time asked Deputy Bear for 2 manilla envelopes and more white envelopes to send mail (legal) out. At 1:30 Am Had to ask Allen Hargestewa for envelope, Mailing out 2 Status Hearing Request in case NO CU-DC-20-77 and CU-CR-20-151 and E1-CR-M-20-3885 Motion to suppress, Complaint and Summons for case DC-CU-20-115 Still on table in P.O. Deputy Bear brought me 3 envelopes Just now at 2:30 Am

~~Ben Furbie~~

~~As you can see I had to use
the code for you to get into the~~

11/14/2020 Allen Hawley Esterson Tried to serve
Richie Lesage summons for Case No DC-
CV-115 Richie Refused to take it, Got
on Intercom told Deputy Furbie
that was illegal. Allen got on Intercom
and asked to leave at Control which would
be there. Entity of work was denied
that to. To Furbie I was calling him
as a witness. Allen Hawley Esterson then
Rape Put Papers on Food Hatch and Deputy
Smith took Summons and Complaints. 20 min
later Richie Lesage Brought them back saying
I had to go through a Paper Server. By
Allen Esterson Hawley Esterson is over 18 and not
part of the Civil Case and is a paper
server. Nobody wants to help Deputy Smith
got yelled at for doing her job correctly.
Furbie doesn't want to part of it neither
does Huddleston even showed Smith the Rule
4 service of Commons.

Mailed out my Amended writ of Habeas
Corpus for the second time first time
was 28th of October. Mail was tampered with
Abraham made it to court clerk had to use a user...

Dear Kristina,

I would like to document as my server for the summons was Allen Honeister to the County Jail in B Block and was done in view of Cannon in cell number 6. I would like it to be on the record that Deputy Richie Jesande refused the summons when server handed him the paper on the 14th of November around 12:00 pm. Server then waited for another Deputy to come around and delivered them to Deputy Smith and he took them out of Pod. About 20 minutes later Richie Jesande brought them to me the summons and complaints. Telling me I have to go through officers to properly summons them. I would not take them back as they were served properly. They are sitting on my food Hatch, per Lt. Silva's orders I guess. Please file this on Case No. XC-CUL 115. I told them they are breaking the law but they just don't care. Even showed Rule 4 to Deputy Smith.

Sincerely,

Lawrence M. [Signature]

RECEIVED

NOV 19 2020

Elko County Clerk

2020 DEC 16 4:11:32

RECEIVED

NOV 19 2020

Elko County Clerk

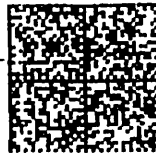
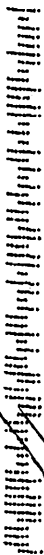
Handed in by #633821
P.O. Box 2028
Eiko W. 89801

RECEIVED
NOV 19 2020
Eiko County Clerk

Kristine Tokeman
Eiko County Clerk
550 Court Street 3rd floor
Eiko W. 89801

Legal mail

8980183518 0002



UNITED STATES POSTAGE
PINEY BOWES
\$002.00
02 1P
0000652216 NOV 15 2020
MAILED FROM ZIP CODE 89801

Dear Karlene,

I want like to document as my
service for the Commission and Allen Hueston
for the County Clerk and Bill Black and was also
in view of Commission cell number 6. I
would like it to be on the record that
Property Rights League refused the Commission
when James Barker gave the paper on the 14th
of November around 12:00 pm. James Barker
brought his copies of the paper around
and delivered them to Deputy Smith and
he took them out of town. About 20 minutes
later Rickie Jacobs brought them to me the
Commission and Commission. Talking with I was
in a hurry. I wanted perfect answers
from them and to get them back on
my own service property. They were sitting
on my floor talking for 10 minutes more.
I asked them to take the case to
CC-115. I told them they were breaking the
law but they just didn't care. Then
Sheriff Rule 4 to Deputy Smith.

Sincerely,

James Barker

RECEIVED

NOV 19 2020

Elko County Clerk

Handed May #653321
Po. Box 2078
Elko NV 89808

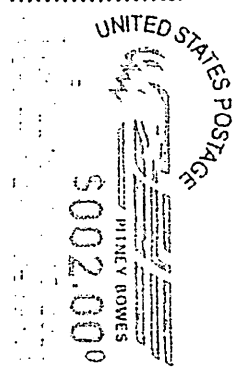
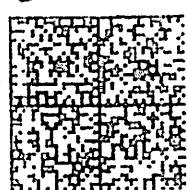
RECEIVED

NOV 19 2020
Elko County Clerk

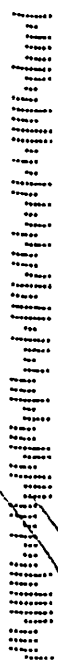
Kristine Tokemans
Elko County Clerk
550 Court Street 3rd floor

Elko NV. 89801

Legal mail



8980133518 0002



FILED

Case # DC-CV-20-115

Dep # 1

2020 DEC 16 AM 10:33

CLARK COUNTY DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richard Laspade, Deputy

Jordan Grebeny, Deputy

Doug Holladay, Deputy

- ELKO County Jail

Steve, Satterthwaite, Sergeant

Robby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at ELKO County
Jail, 77K West Silver Street, ELKO NV,
89801 (P.O. Box 2022, ELKO NV. 89803)

Under Rule 4.2(d)(4) Harbinger Summons
Defendant, Elko County Jail
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (F); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McCoy
Shannon David McCoy Pro-Se

BY: Michelle Mulvihy, Deputy Date 11/10/2020
DISTRICT COURT CLERK Clerk
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN Honeyestewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Aitor Navariza, Sheriff, To Case No. DC-CV-20-115th this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H.

Document is signed Under Penalty of Perjury NRS 208.165, and 28 USC 5174b

RECEIVED

NOV 19 2020

BY:

Date

District Court Clerk

Elko County Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

2020 DEC 16 AM 10:34

U.S. DISTRICT COURT

Case # DC-CV-20-115

Dep # 1

TO THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John Oldham, Sergeant

Melony Edmonds, Sergeant

Richard Gaspare, Deputy

Todd Grebow, Deputy

Doug Holladay, Deputy

Elko County Jail

Steve, Satterthwaite, Sergeant

- Bobby Atkins, Sergeant Defendants

Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 775 West Silver Street, Elko NV,
89801 (P.O. Box 2028, Elko NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Bobby Atkins Sergeant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4 (F); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons,

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McCoy
Shannon David McCoy Pro-Se

BY: M. Mule Mule, Deputy Clerk Date 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I AIAN Honespetewa, do hereby verify that under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, Michael Silva, Lieutenant, to Case No. DC-CV-20-~~88~~115 this summons with a copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ Left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: AIAN H.

Document is signed under Penalty of Perjury NRS 208.165, and 28 USC 5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3512

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

Dear Narrative,

I'm truly sorry for this inconvenience as I have typed for a manilla envelope 3 days, I finally used one you sent me. I wasn't sure if I could just ask for copies as I needed to read new ones. But as you can see I didn't receive the last ones it seems this Jail loses my legal mail and then blames you.

Enclosed are two grievances and Narrative answering that it's never there fault. I've put in two other law suits and want these to go in the one file that has Sgt OLDHAM as a defendant. Thank you,

I'm really concerned my mail is not making it out. I really believe this Jail is tampering with my mail and I'm facing this battle and getting tired of fighting for my rights.

Can you confirm I've got 3 law suits in and my Amended writ of Habeas Corpus got filed too. Thank you so very much for your time I am truly grateful for your time in this matter.

Sincerely, Shannon McCoy 10/8/2020

jlincdnt.agency = ELSO**jlincdnt.num = 20EL00475**

Location: *B Block*
 Nature: *Informational Report*
 Responsible Officer: *Lespade R T*
 Time Reported: *11/07/2020 06:00:00*
 Incident Beginning Time: *11/07/2020 11:06:44*
 Incident Completion Time: *11/07/2020 11:06:44*
 Clearance: *Cleared by Jail Incident*
 Log Event Number:
 Log Event Type:

Narrative

On 11/07/2020 at approximately 0600 I, Deputy LeSpade was passed a hand written grievance from Shannon McCoy dated 11/06/2020 from Sergeant Edgmond. I also recieved an handwritten kite dated 11/06/2020 and a appeal dated 11/05/2020. These items will be scanned and attached to this report along with other hand written kites and grievances he has over the several days of transitioning into a new inmate system. The only exception to this will be his request for a appeal on disciplinary that he recieved from a disciplinary committee that day. His info will be provided to the jail administrator as outlined in the disciplinary paperwork he was provided.

My response to the grievanced provided to me by Sergeant Edgmond to address dated 11-06-2020 is as follows:

In reference to this I must first inform you that we will no longer be excepting any more hand written kites now that the new system has been up for a few days now to go through the kiosk as directed in the inmate handbook.

In reference to your mail it goes out Mon-Fri excluding weekend and holidays. I am unaware of the full court process in reference to your summons and you will need to address that with the appropriate court as it is related directly to your legal affairs. I do know that in reference to things like our judgement of convictions from local courts that they follow certain procedural process with the court, clerks office, ect that delay when certified copies are recieved. Again, this is only speculation and should be addressed accordingly with the appropriate court if you have some kind of concerns related to whatever legal cases you have.

In reference to your other mail issues I do not know what 2-issus you have specifically as you did not provide any information or context on it. I did inquire with Deputy Holladay that informed me that you have attempted to accuse deputies of pening your mail as it was sealed with tape. He had informed me, as I will do now, that deputies have no reason to read your legal mail and that some attorney's offices often seal it in this manner. I will note that this is why deputies have inmates open legal mail in front of them only to determine that no staples, metal, or items not allowed in the jail are introduced in accordance for safety and security of the facility. In the chance of any human error you would be notified that it was open by accident.

In reference to selling your house The Sheriff had personally contacted the jail to inform staff that a subject had made arrangements with him in reference to that when we were addressing the Covid 19 outbreak in the jail. In reference to our shift that subject never came to the best my knowledge. I am unaware of any further things involved in reference to that. I am also aware that you provided an opportunity to raise your concerns, demands, issues with an Officer from Elko Police Department. I have also provided you the address to the FBI as you requested in one of your kites or grievances.

Staff had made repeated attempts to address your issues and have informed you accordingly. It seems that you continue to demand, grieve, harass, complain, and conspire towards staff. Your issues have been addressed in your kites, grievances, and to you directly. You continually wish to debate, argue, demand, and dictate how the facility and staff operate according to your feelings and opinions.

In reference to the Sergeants, you have been informed repeatedly that they are not at at your beckoned call or demand. No where is this indicated as a right in the Handbook. You also are provided access to Sergeants accordingly through the kite and grievance system. They have repeatedly addressed your issues in this manner. I have no issue continuing to provide you Robert Wines Packets for civil representatio accordingly when we continue to reach Impasses on addressing whatever issues or rights that you denied according to your opinion.

I believe much of this has already been addressed with you, but please feel free to address the inmate handbook you personally requested and were provided with prior to disciplinary committee earlier in the week. However, we will continue to try to do our best to address and respond kites and grievances accordingly. Just to remind you

11/7/2020 2:46:30 PM

jlincdnt.agency = ELSO

jlincdnt.num = 20EL00475

again, the kites, grievances, and responses are documented accordingly.

I will provide McCoy with a copy of this along with his requests.

Officers Involved

Officer

Lespade R T

Inmates Involved

Name Number Participation Type Last First Middle

633221

MCCOY SHANNON DAVID

Law Incident Number:

From:

Approval Status:

To:

Date:

SO #
633221

Evieance 11/6/2020
Elko County Jail

On 11/06/2020 I got up in the morning
I had mail on my floor. I opened them
I had commissions (its pretty weird that
my clerk has a record of this jail
cant get nothing is done by this jail
But yet nothing is getting out or in.)
To insure my mail is getting out or in.)
The letter was in response to me not getting
my summons to be issued. I sent letter
out on 25th of October

From the Court it shows that the where
summons to Issue 2 of them where
placed in Dec 1st Box 316. This is
the 15th of October. This is with my mail
the 3 issue with my mail
mail. And the 3 issue of delving my
of being legal and 1 of delving my
house

Tampering with legal mail is a Federal
offense and want a investigation done
I feel this is retaliation for executing
my constitutional rights.

Sharon McGray 11/6/2020

Grievance

10/29/2020

SO# 633771

It's clear that there is no chain of command. I've talked to 6 Deputy's asking for my legal case that I needed for 14 days then I had to get my Habeas Corpus out. So I couldn't wait for Case law anymore which 4 days is Executive and a denial of the Courts because law library has to be diligent which obviously it's not then the denial of your Sgt's assistance is blatant disregard want action taken immediately. Time of fighting for a Constitutional Right.

Shannon McG
10/29/2020

I want a copy so when I sue I have records.

Copied at 1720

10-30-2020

SHD61

Case # DC-CV-20-115

FILED

Dept. #

2020 DEC 16 AM 10:33

CLERK OF DISTRICT COURT

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Urquiza, Sheriff

Michael Silva, Lieutenant

John O'DHAM, Sergeant

Melony Edmond, Sergeant

Richard Laspade, Deputy

Jordan Grebench, Deputy

Doug Holladay, Deputy

ELKO County Jail

- Steve Satterthwaite, Sergeant

Bobby Atkins, Sergeant Defendants

Jury Trial Demanded

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled Cause. Plaintiff is
currently being housed at ELKO County
Jail, 775 West Silver Street, ELKO NV,
89801 (P.O. Box 2028, ELKO NV. 89803)

Under Rule 4.2(d)(4) Hereto, Summons
Defendant, Steve Sutterthwaite, is required
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has
45 Days to answer Complaint, from
Date of Service of the Summons

Rule 4(F); Failure to answer within
45 days will result in a default
judgment against the defendants, from
the relief in the Complaint which
is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
BY: Shannon David McEoy
Shannon David McEoy Pro-Se

BY: Michelle Muly Deputy Clerk Date 11/16/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
Elko NV. 89801-3518

SERVICE OF SUMMONS

I ALAN HOUWESSTEN, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and, I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, John Joshua Olham, Sergeant, In Case No. DC-CV-20-~~115~~115th is summons with a Copy of Complaint Attached.

- ☐ Hand Delivered to Defendant in Person
- ☒ left at Defendant's Entity of employment
- ☐ Placed in the US Mail
(Attorney General Only)

Served BY: ALAN H.

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC/5174b

BY:

Date

District Court Clerk

550 Court Street 3rd Floor ELKO NV. 89801-3513

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

FILED

2020 DEC 15 AM 10:35

FOURTH DISTRICT COURT

Case # DCV-20-115

Dept # 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF
ELKO

Shannon D. McCoy
Plaintiff

vs.

Summons

Aitor Narvaiza, Sheriff
- Michael Silva, Lieutenant
John Oldham, Sergeant
Melony Edmond, Sergeant
Richie Gaspare, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Elko County Jail
Steve Satterthwaite, Sergeant
Bobby Hicks, Sergeant Defendants
Jury Trial Demand

Comes now, plaintiff Shannon David McCoy
in Pro-Se and hereby summons Defendants
in above-entitled cause. Plaintiff is
currently being housed at Elko County
Jail, 77K West Silver Street, Elko NV,
89801 (P.O. Box 2028, Elko NV. 89803)

Under Rule 4.2(d)(4) Herab, summons
Defendant, Michael Silva, lieutenant
to answer Complaint that is Attached
to the summons.

Under Rule 12(a)(2); Defendant has 45 Days to answer Complaint, from Date of Service of the summons

Rule 4 (F); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint which is attached to the Summons.

These rules are from the NRCP;
(Nevada Rules of Civil Procedures)

Dated this 13th day of November, 2020
By: Shawn David McEay
Shawn David McEay Pro-Se

B4: Michelle Muley, Deputy District Clerk 11/10/2020
DISTRICT COURT CLERK
550 Court Street 3rd Floor
E/KO DV. 89801-3518

SERVICE OF SUMMONS

I AIAN Honevostewa, do hereby verify that Under Rule 4(C)(2)(3) that I am not part of this action and, over the age of 18 years old and I am of sound mind and a U.S. Citizen;

On this date 14th day of November 2020, I served Defendant, EIKO County Jail, to Case No. DC-CV-20-~~00~~115 this summons with a Copy of Complaint Attached.

☒ Have delivered to Defendant in Person
☒ left at Defendant's Entity of employment

☐ Placed in the US Mail
(Attorney General Only)

Served BY: AIAN H

Document is signed Under Penalty of Perjury URS 208.165, and 28 USC 5174b

BY: _____ Date _____

District Court Clerk

550 Court Street 3rd Floor EIKO ND. 89801-3515

RECEIVED

NOV - 5 2020

Elko County Clerk

RECEIVED

NOV 19 2020

Elko County Clerk

Dear Kirstine,

If at all possible could you send me Case Summary on DC-CV-20-115 I would appreciate it!

Also Under Rule 55 (b)(1) DRCP it states under my request you can enter Judgment on my request so that is in my Best Authority.

Thank you so much
for your time.

Sharon McLay

PO Box

306

Twin Falls Id. 83301

2020/09/15 10:01 AM
2020/09/15 10:01 AM

RECEIVED

JAN - 7 2021

Elko County Clerk

CASE NO: DC-CV-20-115
DEPT NO: 1

UN191271

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHAWN DAVID MCCOY,
Plaintiff

vs.

Default
Judgement

Airta Wawariza, Sheriff
Michael Silva, Lieutenant
Joshua Oldham, Sergeant
Melanie Edwards, Sergeant
Rickey Jespacio, Deputy
Jordan Grebeur, Deputy
Doug Halladay, Deputy
Steve Satterwhite, Sergeant
ELKO COUNTY JAIL
Defendants

Comes Now, Shawn David McCoy in Pro-Se
and asserts affidavit of Claim in the above
entitled Cause and hereby gives Points & Authorities
in support along with Pleadings already on
file in this Honorable Courts.

Points & Authority's

UNDER NRCP 55 (a) Entering a Default:

"when a party against whom a judgement for affirmative relief is sought has failed to plead or otherwise defend and that failure is shown by affidavit or otherwise, the clerk must enter the party's default." Rule 55 (b) (1) Entering a Default

Judgement: (By the Clerk) "If plaintiff's claim is for a sum that can be made certain by computation, the clerk on the plaintiff's request, with an affidavit showing the amount Due, must enter judgement for that amount and cost against defendants who has been defaulted for not appearing and who is neither a minor nor an incapacitated person."

Under NRCP Rule 54 (c) Demand for Judgement: Relief to be Granted.

"A default judgement must not differ in kind from, or exceed in amount, what is demanded in the pleadings."

Under NRCP Rule 4 (a) (1) (E); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint.

under FRCP Rule 12(a)(2); Defendant has 45 days to answer Complaint after service on the party

under FRCP Rule 36(c)(1)(A) Have to cite to particular parts of materials in the record, including depositions, documents, electronically stored information, affidavits or declarations or other material

Procedural law

On November 10, 2020 at 10:38 am, Motion to proceed as Indigent Person was Stamped Filed; On November 10, 2020 at 10:39 am Complaint was Stamped filed; On November 10, 2020 the summons were issued by the District Court Clerk (Deputy Clerk); On the 13th day of November, 2020 Plaintiff Dated summons and gave Copy of Complaint and summons to Alan Hoveyestewa to serve summons. On November 14th 2020, Alan Hoveyestewa served Richie Joseph. Richie Joseph denied the service of summons. Deputy Smith then took them out of bed. This is all on Camera. Plaintiff repeatedly tried to get them to follow procedures under WCP Rules and this is all on Camera and in Daily log which is filed with this honorable Court.

Conclusion

all Defendants in case no: DC-CV-20-115 have failed to answer the summons under NRCP Rule 4(a)(1)(E) which advised all defendants under Rule 12(a)(2) Defendants had 45 days to answer and if failed to do so would result in Default Judgement under NRCP Rule 55(a); Default must be made by the Clerk of Court if shown by affidavit NRCP Rule 55(b)(1).

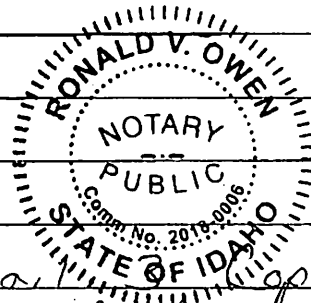
In the Complaint Page 16 number 85, it clearly states 100,000.00 Per Defendant in there Official Capacity and on Page 17 number 86 it clearly states 50,000.00 Per Defendant. This is a total of 150,000.00 dollars per Defendant and interest to accrue from time of Judgement this is based off of NRCP 54(e) Exact amount demanded in the pleading. Therefore I hope this Court will enter Default Judgement against all Defendants in Case No: DC-CV-20-115

Verifications Under Penalty of Perjury

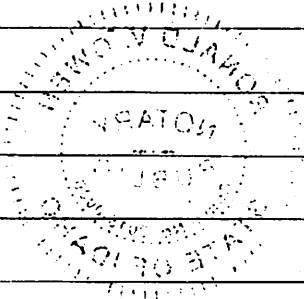
I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge based on motions and pleadings already in this honorable Court and is signed in front of a Notary on this 3rd day of January, 2022

Signed B.G. Shawn David McCoy
Shawn David McCoy
P.O. Box 306
Twin Falls ID. 83301

Notary Signature: R. Owen Date 1-3-2022
Residence at Twin Falls
Expiration 1-3-2024



Plaintiff put in the U.S. Mail 3 copies of Default Judgement Under Rule 5(C) 2 to EIKO DISTRICT COURT Clerk
550 Idaho Street 3rd floor
EIKO NV. 89801-3518



RECEIVED

JAN - 7 2021

Elko County Clerk

Case Nos. DC-CV-20-83/ DC-CV-115/ DC-CV-20-103/ DC-CV-20-77

Dept. No. 1

FILED
2021 JAN -7 PM 2:57
ELKO CO DISTRICT COURT

CLERK - DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

STATE OF NEVADA,
Plaintiff,

V.

SHANNON DAVID MCCOY,
Defendant.

**AMENDED ORDER
DISMISSING PRETRIAL
MOTIONS, WRITS OF HABEAS
CORPUS, AND COMPLAINTS**

The Order Dismissing Pretrial Motions, Writs of Habeas Corpus, and Complaints entered in this matter on the 15th day of December, 2020, is hereby amended to reflect the correct case number as DC-CV-20-83, rather than DC-CV-20-38. The balance of said order remains unchanged.

Before this Court are several pre-trial motions, writs of habeas corpus, and complaints filed by Shannon David McCoy (hereinafter "Defendant"), who represented himself pro per. A hearing on Defendant's numerous pre-trial filings was held on December 9, 2020. At said hearing, Defendant pleaded guilty to Concealing or Destroying the Evidence of the Commission of a Felony, a Gross Misdemeanor as defined by NRS 199.220 (NOC 52980). Pursuant to Defendant's guilty plea, the pre-trial filings are now moot.

Therefore, **IT IS HEREBY ORDERED** that cases DC-CR-20-151, DC-CV-20-83, DC-CV-115, DC-CV-20-103, DC-CV-20-77 are **DISMISSED**.

IT IS SO ORDERED this 6 day of January, 2021.


WILLIAM A. MADDOX
SENIOR DISTRICT JUDGE

1 CERTIFICATE OF MAILING

2 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
3 Court, Department 1, and that on this 7th day of January, 2021, I deposited for mailing in the
4 U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **AMENDED ORDER**
5 **DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS, AND**
6 **COMPLAINTS** addressed to:

7 Shannon D. McCoy
8 P.O. Box 306
9 Twin Falls, ID 83301

10 *Norman*

11 CERTIFICATE OF HAND DELIVERY

12 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
13 Court, Department 1, and that on this 7th day of January, 2021, I personally delivered a file-
14 stamped copy of the foregoing **AMENDED ORDER DISMISSING PRETRIAL MOTIONS,**
15 **WRITS OF HABEAS CORPUS, AND COMPLAINTS** to:

16 Roger H. Stewart Esq.
17 569 Court St.
18 Elko, NV 89801
19 [Box in Clerk's Office]

20 Tyler J. Ingram, Esq.
21 Elko County District Attorney
22 540 Court Street, 2nd Floor
23 Elko, NV 89801
24 [Box in Clerk's Office]

25 *Norman*

FILED

2021 JAN -7 PM 2:57

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY _____

Initial _____

Date _____



Shannon McCoy
P O Box 2028
Elko, NV 89803

NOT IN CUSTODY

WIXIE

841 DE 1

0012/26/20

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

Nancy Porter, District Judge
Fourth Judicial District Court - Dept. 1
571 Idaho Street
Elko, NV 89801

Hasler

12/16/2020

US POSTAGE \$000.65

FIRST-CLASS MAIL



ZIP 89801
011E12650738

FILED

2020 DEC 15 PM 4:14

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY _____

CIAL DISTRICT COURT

AND FOR THE COUNTY OF ELKO

**ORDER DISMISSING
PRETRIAL MOTIONS, WRITS
OF HABEAS CORPUS, AND
COMPLAINTS**

otions, writs of habeas corpus, and complaints filed
ant"), who represented himself pro per. A hearing
ld on December 9, 2020. At said hearing, Defendant
Evidence of the Commission of a Felony, a Gross
C 52980). Pursuant to Defendant's guilty plea, the

that cases DC-CR-20-151, DC-CV-20-38, DC-CV-
ISSED.

of December, 2020.

William A. Maddox
WILLIAM A. MADDOX
SENIOR DISTRICT JUDGE

Case Nos. DC-CV-20-83/ DC-CV-20-115/ DC-CV-20-103/ DC-CV-20-77

Dept. No. 1

FILED
2021 JAN 15 AM 9:51
ELKO CO DISTRICT COURT

CLERK _____ DEPUTY LP

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

STATE OF NEVADA,
Plaintiff,

V.

SHANNON DAVID MCCOY,
Defendant.

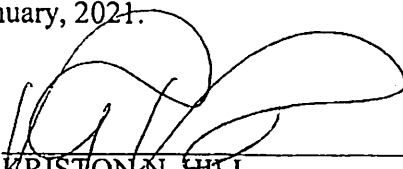
**SECOND AMENDED ORDER
DISMISSING PRETRIAL
MOTIONS, WRITS OF HABEAS
CORPUS, AND COMPLAINTS**

This Court entered an Amended Order Dismissing Pretrial Motions, Writs of Habeas Corpus, and Complaints entered on the 7th day of January, 2020. The aforementioned Order inadvertently dismissed DC-CV-20-103, DC-CV-20-83, and DC-CV-20-115 pursuant to a plea agreement. This Order is hereby amended to reflect the correct dismissal of DC-CV-20-77, while DC-CV-20-103, DC-CV-20-83, and DC-CV-20-115 remain open. The balance of said order remains unchanged.

Before this Court is a pre-trial writ of habeas corpus filed by Shannon David McCoy (hereinafter "Defendant"), who represented himself pro per. A hearing on Defendant's numerous pre-trial filings was held on December 9, 2020. At said hearing, Defendant pleaded guilty to Concealing or Destroying the Evidence of the Commission of a Felony, a Gross Misdemeanor as defined by NRS 199.220 (NOC 52980). Pursuant to Defendant's guilty plea, the pre-trial Writ of Habeas Corpus is now moot.

Therefore, **IT IS HEREBY ORDERED** that DC-CV-20-77 is **DISMISSED**.

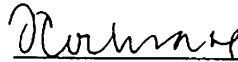
IT IS SO ORDERED this 15th day of January, 2021.


KRISTON N. HILL
DISTRICT JUDGE - DEPT. 1

1
2 CERTIFICATE OF MAILING

3 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
4 Court, Department 1, and that on this 5th day of January, 2021, I deposited for mailing in the
5 U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **SECOND AMENDED**
6 **ORDER DISMISSING WRIT OF HABEAS CORPUS** addressed to:

7 Shannon D. McCoy
8 P.O. Box 306
9 Twin Falls, ID 83301

10 
11

12 CERTIFICATE OF HAND DELIVERY

13 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
14 Court, Department 1, and that on this 5th day of January, 2021, I personally delivered a file-
15 stamped copy of the foregoing **SECOND AMENDED ORDER DISMISSING WRIT OF**
16 **HABEAS CORPUS** to:

17 Roger H. Stewart Esq.
18 569 Court St.
19 Elko, NV 89801
20 [Box in Clerk's Office]

21 Tyler J. Ingram, Esq.
22 Elko County District Attorney
23 540 Court Street, 2nd Floor
24 Elko, NV 89801
25 [Box in Clerk's Office]
26

27 
28

Kriston Hill, District Judge
Fourth Judicial District Court - Dept. 1
571 Idaho Street
Elko, NV 89801

SOLE ID 007 Hasler
01/07/2021
USPS MAIL
USPS MAIL
13 JAN 2021 PM 1 L
ZIP 89801
011E12650738

RECEIVED
DISTRICT COURT
DEPT. 1

1-19-21
V 02 NVF 1787

FOURTH JUDICIAL DISTRICT COURT
DEPT. 1

Shannon D. McCoy
P.O. Box 306
Twin Falls, ID 83301

RETURN TO
SENDER

NOT AT THIS
ADDRESS -
Housed in Jefferson co.

0002
0002
0002

McCoy

FILED

2021 JAN -7 PM 2:57
ELKO CO DISTRICT COURT

CLERK DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

STATE OF NEVADA,

Plaintiff,

V.

SHANNON DAVID MCCOY,

Defendant.

**AMENDED ORDER
DISMISSING PRETRIAL
MOTIONS, WRITS OF HABEAS
CORPUS, AND COMPLAINTS**

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Before this Court are several pre-trial motions, writs of habeas corpus, and complaints filed by Shannon David McCoy (hereinafter "Defendant"), who represented himself pro per. A hearing on Defendant's numerous pre-trial filings was held on December 9, 2020. At said hearing, Defendant pleaded guilty to Concealing or Destroying the Evidence of the Commission of a Felony, a Gross Misdemeanor as defined by NRS 199.220 (NOC 52980). Pursuant to Defendant's guilty plea, the pre-trial filings are now moot.

Therefore, **IT IS HEREBY ORDERED** that cases DC-CR-20-151, DC-CV-20-83, DC-CV-115, DC-CV-20-103, DC-CV-20-77 are **DISMISSED**.

IT IS SO ORDERED this 6 day of January, 2021.


WILLIAM A. MADDOX
SENIOR DISTRICT JUDGE

1 CERTIFICATE OF MAILING

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5 **DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS, AND**
6 **COMPLAINTS** addressed to:

7 Shannon D. McCoy
8 P.O. Box 306
9 Twin Falls, ID 83301

10 Norman

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14 stamped copy of the foregoing **AMENDED ORDER DISMISSING PRETRIAL MOTIONS,**
15 **WRITS OF HABEAS CORPUS, AND COMPLAINTS** to:

16 Roger H. Stewart Esq.
17 569 Court St.
18 Elko, NV 89801
[Box in Clerk's Office]

19 Tyler J. Ingram, Esq.
20 Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]

21 Norman

FILED

2021 FEB 19 PM 2:25

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHAWN DAVID MCCOY,

plaintiff,

vs

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

John Oldham, Sergeant

Robby Atkins, Sergeant

Melany Edmund, Sergeant

Steve Sattenhaite, Sergeant

Richie Laspadle, deputy

Ang Holladay, deputy

Joshua Grebenic, deputy

ELKO COUNTY JAIL

Defendants

Motion For
Summary Judgment

Comes now Shawn David McCoy in Pro-Se in
the above entitled Cause and hereby gives Points
and Authorities to support Said Cause. Along
with Pleadings and motions already on file
along with Exhibits

of November 2020. Service of summons was signed and served to defendants by Alan Hovestegeman. On or about the 16th day of November plaintiff mailed in Proof of Service of summons. On January 3rd 2021 Motion for Default Judgment was placed in the US Mail.

Conclusion

Under the WRCP laws its clear that the defendants have defaulted based on there lack of action in this case. Plaintiff's Exhibit 2 which is a daily log that is filed with this Court shows an absolute good faith before what the law requires in service. Plaintiff explained for over a week that defendants were served. Exhibit 1 is the Motion for Default Judgment. Based on the Court approving the Summons and it being served by a person over 18 yrs old under WRCP/4 Rules makes this action ready for Judgment based on the Defendants Default under Rule 12 and 4. Therefore Defendant should pay the Relief sought for Defendant in Complaint and Default Judgment. 100,000.00 per

Points & Authorities

Under WRCP Rule 5 Serving and filing pleadings and other papers (a) Service: when Required

(2) If a party fails to appear. No service is required on a party who is in default for failing to appear

(4) Proof of Service. Proof of service may be made by certificate acknowledgment, or other proof satisfactory to the Court. Proof of Service should accompany the filing or be filed in a reasonable time thereafter

Under WRCP Rule 56 Summary Judgment

(a) Motion for Summary Judgment. The Court shall grant summary judgment if the movant that there is no genuine dispute and movant is entitled to judgment as a matter of law.

Procedural law

On November 10, 2020 at 10:38 Am Motion to proceed as Indigent Person Stamp filed. On November 10, 2020 at 10:39 Am Complaint Stamp filed District Court. On the 10th day of November 2020 Summons Signed and Stamped by District Court Clerk. On the 14th day

Defendant in there Official Capacity and
50,000.00 in there individual Capacity, which
is 150,000.00 per Defendant and Interest
to accrue from time of this Judgment.
I pray this honorable Court uphold the
law and final Judgment in favor of
the plaintiff
H

Shawn McElroy
Pro Se
200 Court House way
Rigby Idaho 83442

Dated this 14th day of February 2021

Exhibit 1

CASE NO: DC-CV-20-115
DEPT NO: 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHAWN DAVID MCCOY,
Plaintiff

vs.

Default
Judgement

Aitor Navariza, Sheriff
Michael Silva, Lieutenant
Joshua Oldham, Sergeant
Melanie Edmund, Sergeant
Richie Lespade, Deputy
Jordan Grebner, Deputy
Doug Holladay, Deputy
Steve Satterwhite, Sergeant
ELKO COUNTY JAIL
Defendants

Comes Now, Shawn David McCoy in Pro-Se
and asserts Affidavit of Claim in the above
entitled Cause and hereby gives Points & Authorities
in support along with Pleadings already on
file in this Honorable Court.

Points & Authority's

UNDER NRCP 55 (a) Entering a Default;
"when a party against whom a judgement for affirmative relief is sought has failed to plead or otherwise defend and that failure is shown by affidavit or otherwise, the Clerk must enter the party's default." Rule 55 (b) (1) Entering a Default Judgement: (By the Clerk) "If plaintiff's claim is for a sum that can be made certain by Computation, the Clerk on the plaintiff's request, with an affidavit showing the amount Due, must enter judgement for that amount and Cost against defendants who has been defaulted for not appearing and who is neither a minor nor an incapacitated person."

Under NRCP Rule 54 (c) Demand for Judgement: Relief to be Granted.

"A default judgement must not differ in kind from, or exceed in amount, what is demanded in the pleadings."

Under NRCP Rule 4 (a) (1) (E); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint.

under NRCP Rule 12(a)(2); Defendant has 45 days to answer Complaint after service on the party

under NRCP Rule 56(c)(1)(A) Have to cite to particular parts of materials in the record, including depositions, documents, electronically stored information, affidavits or declaration or other material

Procedural law

On November 10, 2020 at 10:38 am, Motion to proceed as Indigent Person was stamped Filed; on November 10, 2020 at 10:39 am Complaint was stamped filed; On November 10, 2020 the summons were issued by the District Court Clerk (Deputy Clerk); on the 13th day of November, 2020 Plaintiff dated summons and gave Copy of Complaint and summons to Alan Hoveyestewa to serve summons. On November 14th 2020, Alan Hoveyestewa served Richie Jaspore. Richie Jaspore denied the service of summons. Deputy Smith then took them out of Pod. This is all on Camera. Plaintiff repeatedly tried to get them to follow procedures under WPCP Rules and this is all on Camera and is fully log which is filed with this honorable Court.

Conclusion

all Defendants in case no: DC-CV-20-115 have failed to answer the summons under FRCP Rule 4(a)(1)(E) which advised all defendants under Rule 12(a)(2) Defendants had 45 days to answer and if failed to do so would result in Default Judgement under FRCP Rule 55(a); Default must be made by the Clerk of Court if shown by affidavit, FRCP Rule 55(b)(1).

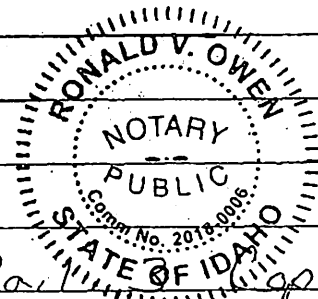
In the Complaint Page 16 number 85, it clearly states 100,000.00 Per Defendant in there Official Capacity and on Page 17 number 86 it clearly states 50,000.00 Per Defendant. This is a total of 150,000.00 dollars per Defendant and interest to accrue from time of Judgement this is based off of FRCP 54(e) Exact amount demanded in the pleading. Therefore I hope this Court will enter Default Judgement against all Defendants in Case no: DC-CV-20-115

Verification Under Penalty of Perjury

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge based on motions and pleadings already in this honorable Court and is signed in front of a Notary on this 3rd day of January, 2021

Signed By: Shawn David McCoy
Shawn David McCoy
P.O. Box 206
Twin Falls ID. 83301

Notary Signature: R. Owen Date 1-3-2021
Residing at Twin Falls
Expiration 1-3-2024



Plaintiff put in the U.S. Mail 2 copies of Default Judgement Under Rule 5(C) 2 to EIKO DISTRICT COURT Clerk
550 Idaho Street 3rd floor
EIKO NV. 89801-3518

Exhibit 2

Bernhard

As you can see I had to ~~use~~
the envelope ~~you~~ ~~now~~ ~~was~~ ~~at~~

11/14/2020 Allen Hines/Fletcher Tried to serve
Richie Seconde summons for Case No. DC-
CV-115. Richie refused to take it. Got
on Intercom told ~~Robert~~ Robert Finkbe
that was Tiller. Allen got on Intercom
and asked to leave at Control which was
he then Finkbe of work was denied
that to. To Finkbe I was calling him
at a witness. Allen Hines/Fletcher then
~~Robert~~ Robert Finkbe on Food Hatch and Robert
Smith took summons and complaint. 20 min
later Richie Seconde brought them back so
I had to go through a Proper Server. But
Allen Finkbe/Fletcher it was 1B and not
part of the Civil Case and it ~~seemed~~
seemed. Nobody wants to help Robert Smith
got yelled at for doing his job. Finkbe
Finkbe ~~on~~ unit and not at it neither
does Hines/Fletcher even know Smith the Rule
4 service of summons.

Mailed out my amended writs of Habeas Corpus for the second time last time was 28th of October. Mail was jammed with Novos made it to Court Clerk Hall to use or used.

11/15/2020 was brought 4 pieces of Unlined Paper and 2 Regular Envelopes before I wake up at 7:00 Am for Breakfast. At around 10:00 Am when I got home out Placed Summons and Complaint on table because at about 7:30 Am Deputy Richie Jespade took them off my food slot and placed them in my room. At about 10:15 Am left general ~~message~~ message about not accepting Summons Deputy Richie Jespade then put Grievance in as a Fantasy Station by law they have been served that's all I can do. At 10:45 Am Deputy Kimbee was in Court Room asked for manilla envelopes to send out legal work. At around 1:20 mailed out the summons back to District Court Clerk white envelope at same time asked Deputy Bear for 2 manilla envelopes and more white envelopes to send mail (legal) out. At 1:30 Am Had to ask Allen Hueston for envelope, Mail out 2 Status Hearing Request in case no CU-DC-20-77 and CU-CR-20-151 and E1-CR-M-20-3885 motion to suppress, Complaint and Summons for case DC-CU-20-115 Still on table in P.O. Deputy Bear brought me 3 envelopes just done at 2:30 Am

~~11/16/2020~~ 11/16/2020

Got up for meds and seen Deputy Smith (male) talk him about summons on table, listened to my Kites on phone they told me there not filed right I give up I've done all I can do tried on last time called Control room was in Control room stated that Lt Silva is messing up and that the Complaint and Summons are real and proper. She told me to document it which I have done. That's 3 days of hell honest and not trying to make sure they don't screw up but they don't care.

Put in Kite on phone about needing manilla envelopes for legal work. Also a grievance for oppression by officer Laspoode asking for charges to be brought up. Also on Kite brought up my appeal on disciplinary which is retaliation for lawsuits. Put medical Kite in my left eye don't have black spots he now vision blurry in that eye. Aske for copies of Kite. At about 11:00 pm at night mailed out letter to Justice Court asking for Transcripts of all Hearings on my Battery Summons on Table. Still even talked to Deputy Kendall she was going to tell Sgt. Arkins. Also ask Deputy Kendall for manilla Envelopes and regular envelopes to send mail (legal) out.

11/17/2020

Put in Kite about my appeal on discipline that in there rule book said have 5 working days to answer I put it in at 11/6/20 at 1:00 AM to Deputy Bear. He was 11/10/20. It seems they don't have to follow policy's. Also put Grievance in over mail not being posted out everyday that mail runs and Mail don't go out on Saturdays legal mail needs to be mailed everyday the the US Post Office runs. I found this out through Deputy Kimble on 11/15/2020 when I asked him. Asked Deputy. Also to put Kite in on something to appeal Grievances stated I wanted to appeal all of my Grievances. And Kite to get all my Grievances and Kites that have been submitted on Phone copies of them. Asked Deputy Smith (male) for large envelopes to mail legal work out at 8:30 ^{AM} on so, dog's denied low library last night it pretty funny the dog got Active gets back this happens again. (to low library). At about 1:30 pm Deputy Smith brought me a manilla envelope to mail my legal work to wife. Also had Smith run his hand over Summons and feel Court seal this was my last effort to be fair. Deputy Smith said he would get ahold of Aitor Hernandez Sheriff to let him know.

11/19/20

Officer Kellum for the EIKO Police Agency
took Complaint on Richie Despoade

went to Court today Trial set for 2nd week
of January also brought up my legal mail
as my motion to Suppress Evidence was not
there this is another one. Put in Kite General
#85774 Hain to use phone, #85792 on legal
mail as motion to suppress Evidence in Case
#20 3885 didn't make it. Also #85954
medical Kite about my eyes and my files
to review. Sending out Complaint against
Richie Despoade to Tyler Ingram for Prosecution.
Talked to Deputy Bhan asked again about
my appeal tried to say that if didn't hear
nothing then its upheld, but the rule Book
says 15 days and get answer by writing
also Show Bhan (Deputy) the Seal on the
law with why I keep trying to but know
why there to stupid to a case let Silva
is asked Furber for envelopes didn't bring
me none for legal work.

11/20/20

Put in (witness) over my disciplinary team
going to file charges for obstruction, disorderly.
Showed us how to use phone and card got copies
of our request can't put appeals in as its improper
to even which case. Righting with broken voice of
Kerit ask Deputy Furber for pen paper and
envelopes as need to do legal work. I am doing
review per Sgt Colterwhite. I have now the
and know the envelopes in my property that I need.

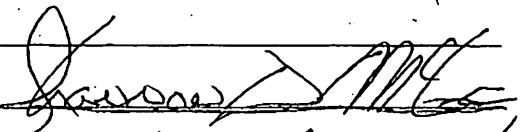
11/22/20 GOT papers at 1:00 AM from Officer Jans (K)
Got envelopes and paper at 1:00 pm. Put Grievance in
on Not following Rule Book on my appeal # 98226
Finish Voluntary Statement to put charges on it
Michael Silva, D. Hatch, L. Kershall, Jordan Greber
Sending one copy to DA Tyler Tugman and a
copy for ELKO PD To pick up. Asked for copies
at 4:00 pm (Control Room) gave Control room papers
with what I needed. Talked to Deputy Blevins, he told his
commanding officer that papers for law suit
have disappeared from Court

11/22/20

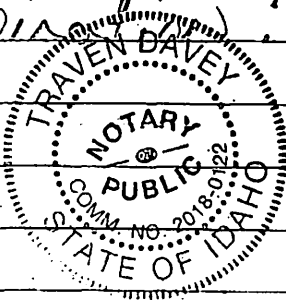
Put in kite for case law and didn't get it last
night also didn't get copies finally got them at
11:00 am today Deputy Smith. Told Deputy Furber
had Voluntary Statement form for ELKO Police
Department to pick up. Sending one copy to
Attorney General, one copy to ELKO DA Tyler
Tugman and news station. At dinner I called
on Tugman it was Deputy Furber. asked Him
if an ELKO PD came in so I can turn in
this Voluntary Statement form. He said no pretty
hard to believe but OK. Will try on next
shift. Its about 10:00 pm still will not call ELKO PD
Officer Kellum pulled me out said his Administration
said it had to go to Under Sheriff.

Verification Under Penalty of Perjury

I do Verify Under the penalty of Perjury
that the above affidavit is true and correct
and is stated to the best of my knowledge
based on Motions and pleadings already
in this Honorable Court and is signed
in front of a Notary on this 15th day
of February 2021.

Signed By: 
Shannon D. McCreary
200 Cant House King
Ridge Id 83842

Notary Signature:  DATE: 2-15-21
Residing at: Jefferson County Sheriff
Expiration: Jan 2024



Case No: DC-CV-20-115

Sept No: 1

Motion for Summary Judgment

Verification of Mail

I Shannon David McCoy, in Pro-Se
put 3 Copies of Motion for Summary
Judgement Case no: DC-CU-20-115 in
the US Mail Under FRCP Rule 5
(c)(2) to

EIKO DISTRICT COURT CLERK
550 Idaho Street 3rd floor
EIKO NV. 89801-3518

Dated this 14th day of February, 2021

Signed BY: Shannon D. McCoy
Shannon D. McCoy, Pro Se
200 Court House Way
Rigby Id. 83442

Would you like
these to be
filed?

Thank you!



myra

2/15/21

NOTE: Shannon McCoy called 3-15-2021 at 8:35 a.m. and requested that all correspondence be sent to his ex-wife's address:

c/o Rosita McCoy

505 Copper #608

Elko, Nevada 89801

He will be going to the IDOC for a few weeks and then transfer to another 5-month long program and does not want his mail lost.

Dept. No. 1

IN THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLATSOP,

STATE OF NEVADA,

Plaintiff,

V.

SHANNON DAVID MCCOY,

Defendant.

The Order previously entered in this matter amended to reflect Defendant's "Motion to Suppress" "Motion to Dismiss." Additionally, this Amended Complaint is being filed by Hand Delivery.

Before this Court is a Request for Review on McCoy (hereinafter "Defendant") on December 16, 20 appeared before this Court for a hearing concerning hearing, Defendant pleaded guilty to Concealing or D a Felony, a Gross Misdemeanor as defined by NRS 19 guilty plea, his Motion to Suppress Evidence is now

Therefore, **IT IS HEREBY ORDERED** that
DENIED.

IT IS SO ORDERED this 19th day of January, 2021

KRISTON W. HILL
DISTRICT JUDGE - DEPT. 1

Hasler
01/20/2021
FIRST-CLASS MAIL PERMIT NO. 5000
\$000.50
ZIP 89801
Q11E1265073

FILED
2021 MAR 26 AM 9:30
U.S. DISTRICT COURT



CLERK _____ DEPUTY _____
Shannon D. McCoy
P.O. Box 2028
Elko, NV 89803

Initial K. M. A. Date: 0102/02/21

RECEIVED
ATTEMPTED TO
RETURN TO
SENDER
NOT KNOWN
UNABLE TO
FORWARD

MANUAL PROC REQ *0336-08015-21-44

2000

Kriston Hill, District Judge
Fourth Judicial District Court - Dept. 1
571 Idaho Street
Elko, NV 89801

RECEIVED

24-21 CBA
FOURTH JUDICIAL DISTRICT COURT
DEPT. 1

CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of January, 2021, I deposited for mailing in the U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER DENYING MOTION TO SUPPRESS EVIDENCE** addressed to:

Shannon D. McCoy
P.O. Box 2028
Elko, NV 89803

McCrane

CERTIFICATE OF HAND DELIVERY

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of January, 2021, I personally delivered a file-stamped copy of the foregoing **ORDER DENYING MOTION TO SUPPRESS EVIDENCE** to:

Roger H. Stewart Esq.
569 Court St.
Elko, NV 89801
[Box in Clerk's Office]

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]

McCrane

Verification Under Penalty of Perjury

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge based on motions and pleadings already in this honorable Court and is signed in front of a Notary on this 3rd day of January, 2021

Signed By: Shawn David McCoy
Shawn David McCoy
 P.O. Box 306
 Twin Falls ID. 83301

CLERK

DEPUTY

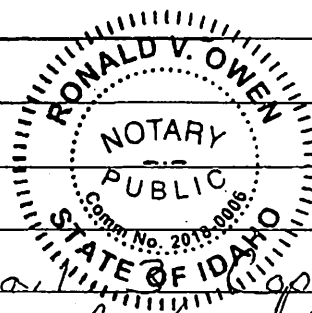
ELKO DISTRICT COURT

4/21 MAR 26 AM 9:23

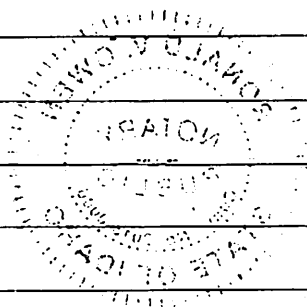
FILED

1-3-2021

Notary Signature: R. Owen
 Residence at Twin Falls
 Expiration 1-3-2024



Plaintiff put in the U.S. Mail 3 copies of Default Judgement Under Rule 5(C) 2 to ELKO DISTRICT COURT Clerk
 550 Idaho Street 3rd floor
 ELKO NV. 89801-3518



RECEIVED

JAN - 7 2021

Elko County Clerk

Dear Kirstine,

If at all possible Could you
send me Case Summary on 28-CV-20-115
I would appreciate it!

Also Under Rule 55 (b)(1) NRCP it States
under my request you Can enter Judgement
on my request so that is in my Point
& Authority.

Thank you so much
for your time.

Shannon McLaughlin

PO Se

P.O. Box 306

Twin Falls Id. 83301

PROCESSED
MAR 28 2011

FILED
MAR 28 AM 9:22
ELKO CO DISTRICT COURT
CLERK — DEPUTY 

RECEIVED

JAN - 7 2021

Elko County Clerk

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHAWN DAVID MCCOY,

Plaintiff

vs.

Default
Judgment

FILED
2021 MAR 26 AM 9:23
ELKO CO DISTRICT COURT
CLERK — DEPUTY
BO

Aitan Nawariza, Sheriff
Michael Silva, Lieutenant
Joshua Oldham, Sergeant
Melanie Edmund, Sergeant
Rickey Lespede, Deputy
Jordan Grebeve, Deputy
Doug Holladay, Deputy
Steve Satterwhite, Sergeant
ELKO COUNTY JAIL

Defendants

Comes Now, Shawn David McCoy in Pro-Se
and asserts affidavit of Claim in the above
entitled Cause and hereby gives Points & Authorities
in support along with Pleadings already on
file in this Honorable Court.

Points & Authority's

UNDER NRCP 55 (a) Entering a Default:

"when a party against whom a judgement for affirmative relief is sought has failed to plead or otherwise defend and that failure is shown by affidavit or otherwise, the clerk must enter the party's default." Rule 55 (b) (1) Entering a Default Judgement: (By the Clerk) "If plaintiff's claim is for a sum that can be made certain by computation, the clerk on the plaintiff's request, with an affidavit showing the amount due, must enter judgement for that amount and cost against defendant who has been defaulted for not appearing and who is neither a minor nor an incapacitated person."

Under NRCP Rule 54 (c) Demand for Judgement: Relief to be Granted.

"A default judgement must not differ in kind from, or exceed in amount, what is demanded in the pleadings."

Under NRCP Rule 4 (a) (1) (E); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint.

under NRCP Rule 12(a)(2); Defendant has 45 days to answer Complaint after service on the party

under NRCP Rule 56(c)(1)(A) Have to cite to particular parts of materials in the record, including depositions, documents, electronically stored information, affidavits or declaration or other material

Procedural law

On November 10, 2020 at 10:38 am, Motion to proceed as Indigent Person was stamped Filed; on November 10, 2020 at 10:39 am Complaint was stamped filed; On November 10, 2020 the summons where issued by the District Court Clerk (Deputy Clerk); On the 13th day of November, 2020 Plaintiff dated summons and gave Copy of Complaint and summons to Alan Howeyestewa to serve summons. On November 14th 2020, Alan Howeyestewa served Richie Jasper. Richie Jasper denied The service of summons. Deputy Smith then took them out of Rod. This is all on Camera. Plaintiff repeatedly tried to get them to follow procedures under WRCP Rules and this is all on Camera and in Daily log which is filed with this honorable Court.

Conclusion

all Defendants in case no: DC-CV-20-115 have failed to answer the summons under FRCP Rule 4(a)(1)(E) which advised all defendants under Rule 12(a)(2) Defendants had 45 days to answer and if failed to do so would result in Default Judgement under FRCP Rule 55(a); Default must be made by the Clerk of Court if shown by affidavit FRCP ~~55~~ Rule 55 (b)(1).

In the Complaint Page 16 number 85, it clearly states 100,000.00 Per Defendant in there Official Capacity and on Page 17 number 86 it clearly states 50,000.00 Per Defendant. This is a total of 150,000.00 dollars per Defendant and interest to accrue from time of Judgement this is based off of FRCP 54 (e) Exact amount demanded in the pleading. Therefore I hope this Court will enter Default Judgement against all Defendants in Case no: DC-CV-20-115

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCoy
plaintiff,

vs.

Motion
For Change
of Address

Aitor Navariza, sheriff
Michael Silva, lieutenant
John Oldkams, sergeant
Bobby Adkins, sergeant
Melonie Edmond, sergeant
Steve Satterthwaite, sergeant
Richie Jasper, deputy
Jordan Grebenc, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
defendants,

Comes now plaintiff, Shannon David McCoy
in Pro-Se and puts in above entitled Motion
based on Plaintiffs address has changed.
Plaintiffs new address is "ISCT Shannon
David McCoy #139747 Housing Unit 15A14B
P.O. Box 14 Boise Id. 83707"

RECEIVED

APR 05 2021

Elko County Clerk

FILED

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

CLERK _____ DEPUTY _____

Shannon David McCoy
plaintiff,

vs.

Motion
For Change
of Address

Aitor Navariza, sheriff
Michael Silva, lieutenant
John Oldham, sergeant
Bobby Adkins, sergeant
Melanie Edmond, sergeant
Steve Satterthwaite, sergeant
Richie Jasper, deputy
Jordan Grebens, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
defendants,

Comes now plaintiff, Shannon David McCoy
in Pro-Se and puts in above entitled Motion
based on Plaintiffs address has changed.
Plaintiffs new address is "ISCT Shannon
David McCoy #139747 Housing Unit 15A14B
P.O. Box 14 Boise Id. 83707"

RECEIVED

APR 05 2021

Elko County Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

VOLUME 4

HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
COTTONWOOD, ID 83522**

**BRENT L. RYMAN
ERICKSON, THORPE & SWAINSTON, LTD
99 WEST ARROYO STREET
RENO, NV 89509**

**TYLER J. INGRAM, ESQ.
ELKO COUNTY DISTRICT ATTORNEY
540 COURT STREET, 2ND FLOOR
ELKO, NV 89801**

1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

6 Brent L. Ryman

FILED

2021 APR -5 PM 1:13

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY RD

7
8
9
10 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11 IN AND FOR THE COUNTY OF ELKO
12
13

14 SHANNON DAVID McCOY,

15 Plaintiff,

16 vs.

17 AITOR NARVAIZA, Sheriff; MICHAEL
18 SILVA, Lieutenant; JOHN OLDHAM,
19 Sergeant; BOBBY ADKINS, Sergeant;
20 MELONIE EDGMOND, Sergeant;
21 RICHIE LESPADE, Deputy; JORDAN
22 GREENE, Deputy; DOUG HOLLADAY,
23 Deputy; ELKO COUNTY JAIL; STEVE
24 SATTERTHAITE,

25 Defendants.

**MOTION TO DISMISS FOR
FAILURE TO EFFECT SERVICE OF
PROCESS**
(Special Appearance)

26 COME NOW, Defendants, by and through their attorneys, ERICKSON, THORPE &
27 SWAINSTON, LTD., and BRENT L. RYMAN, ESQ., and, via this special appearance,
28 hereby request that Plaintiff's operative pleading and all claims against them be dismissed
for failure to effect timely service of process as required by NRCP Rule 4. Defendants'
Motion to Dismiss is made and based upon the following Memorandum of Points &
Authorities, as well as all of the pleadings and papers on file here.

1 **MEMORANDUM OF POINTS & AUTHORITIES**

2 **I. BRIEF SUMMARY OF ACTION AND CURRENT MOTION**

3 Plaintiff Shannon McCoy is a *pro se* inmate litigator, who has previously pursued at
4 least one frivolous suit against a Nevada political subdivisions, its officers and employees.
5 That case, which the undersigned defended, included a claim against Pershing County for
6 being given a “wedgie” during a contraband search while in jail. Plaintiff’s claimed damages
7 were based upon an allegation the “wedgie” resulted in a deformed left testicle; however,
8 upon obtaining Plaintiff’s prior medical records, it was determined Plaintiff’s claim had been
9 fabricated, since his testicle was documented to have been deformed and shriveled well
10 before the alleged “wedgie” incident in the Pershing County Jail.¹

11 In the instant litigation, Plaintiff brings suit against a number of Elko County officers
12 and employees alleging various grievances related to his conditions of confinement during
13 a recent stay in the Elko County Detention Center, including but not limited to an alleged
14 lack of sufficient paper in the law library. (*See*, Pl’s Compl., ¶¶ 33-75). This Court’s docket
15 reflects Plaintiff’s Complaint was submitted on November 5, 2020, and thereafter filed on
16 November 10, 2020. Summons were issued thereafter; however, none of the named
17 Defendants were ever personally served as required by NRCP Rule 4. Instead, review of this
18 Court’s file indicates that Plaintiff apparently had an associate leave a copy of summons and
19 complaint “at [each] Defendants Entity of employment.” (*See*, Return of Summons). As
20 outlined in detail below, this is insufficient to comply with Rule 4 requirement of
21 personal service.

22 ///

23 ///

24 _____
25 ¹. Defendants have attached a true, accurate and correct copy of relevant pages from
26 Plaintiff’s deposition transcript, taken April 4, 2007, in the matter of *Shannon McCoy v. Ronald*
27 *Skinner*, Case No. CV 6-10052, In the Sixth Judicial District Court of the State of Nevada, in and
28 for the County of Pershing. Here, Defendants have provided this information to show the Court
that Plaintiff ought to be familiar with the rules regarding service of process and other aspects of
litigation. Remaining materials from this matter were not readily available to the undersigned at
the time of drafting this Motion to Dismiss, but Defendants will be happy to provide additional
information and documentation of the Pershing County litigation in the event this Court believes
it relevant or otherwise requests the same.

1 With that in mind, following receipt of a purported Default Judgment mailed by
2 Plaintiff or his agents and received by the Elko County District Attorney's office,
3 undersigned counsel requested a copy of the docket and all filings from the Clerk of Court.
4 Having learned that Plaintiff is both falsely claiming that proper service was effected on all
5 Defendants and apparently seeking entry of a Default Judgment in excess of one
6 million dollars, Defendants now make this special appearance to respectfully request
7 dismissal under Rule 4(d)(5) for failure to effect timely service.²

8 **II. LEGAL ARGUMENT**

9 As an initial matter, Defendants present this motion by way of special appearance with
10 the intent to retain all legal and factual defenses to Plaintiff's claims, which they
11 strenuously deny.

12 **A. Plaintiff has failed to effect timely service of process under Rule 4.**

13 NRCP Rule 4(e) provides 120 days from filing of the Complaint to accomplish
14 personal service. Failure to complete effective service within the 120-day period mandates
15 dismissal of the action without prejudice, unless the plaintiff files a motion to extend the time
16 for good cause. Dismissal can be made by motion from a defendant or on the Court's own
17 motion. *See*, Rule 4(e)(2).

18 Here, Plaintiff's Complaint was filed November 10, 2020. The 120-day service period
19 expired March 10, 2021. While Plaintiff claims to have effected service on all Defendants
20 through an associate who allegedly left a copy of summons and complaint "at [each]
21 Defendants Entity of employment," on November 13 and/or 14, 2020, this does not constitute
22 personal service under Rule 4.2. (*See*, Pl's Return of Summons). To the contrary, Rule 4.2
23 requires that Nevada's local officers and employees be provided with actual personal service.
24 Nevada's Rules of Civil Procedure were recently rewritten, in part, to make this point crystal
25 clear. In that regard, NRCP Rule 4.2(d)(4) now reads as follows:

26 ///

27 _____
28 ². According to the Conclusion of Plaintiff's "Default Judgement" filed March 26, 2021,
Plaintiff claims he is entitled to an award of \$150,000.00 per Defendant. (*See*, Pl's Def.
Judgment, p. 5).

1 (4) *Local Officers and Employees.*

2 Any current or former public officer or employee of any county,
3 city, town, or other political subdivision of the State, or any
4 public entity of such a political subdivision, who is sued in his
5 or her official capacity or his or her individual capacity for an
6 act or omission relating to his or her public duties or
employment must be served by delivering a copy of the
summons and complaint to the current or former public officer
or employee, or an agent designated by him or her to receive
service of process.

7 NRCP Rule 4.2(d) (2019).

8 **B. Dismissal is the appropriate remedy here.**

9 The mandates of NRCP Rule 4 are not discretionary, and the Court “must” dismiss
10 the action *unless* the plaintiff shows good cause for why service was not accomplished. *See*,
11 Rule 4(e)(2) (2019). As noted above, Plaintiff has experience in litigation and should be well
12 aware that Rule 4 requires personal service. As such, Defendants respectfully suggest that
13 good cause does not exist for the failure to complete proper service. As our Supreme Court
14 has pointed out, inadvertence does not constitute “good cause.” *See, Dougan v. Gustaveson*,
15 108 Nev. 517, 835 P.2d 795 (1992); *Lacy v. Wen-Neva, Inc.*, 109 Nev. 341, 849 P.2d
16 260 (1993).

17 ///

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1 **III. CONCLUSION**

2 For the reasons stated above, Plaintiff's attempted service of process was ineffective.
3 Since the period for allowed service has now passed, Plaintiff's claims should be dismissed
4 as a result. Should the Court for any reason disagree and determine that service upon one or
5 more Defendants is effective despite the foregoing analysis, Defendants would respectfully
6 request a 21-day period to file a responsive pleading or otherwise enter an initial appearance
7 in response to Plaintiff's Complaint.

8 DATED this 2nd day of April, 2021.

9 ERICKSON, THORPE & SWAINSTON, LTD.

10 

11

Brent L. Ryman, Esq. (Bar No. 8648)
12 99 West Arroyo Street
13 Reno, Nevada 89509
14 Telephone: (775) 786-3930
15 *Attorneys for Elko County Defendants*
16
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28

EXHIBIT “1”

EXHIBIT “1”

1 Case No. CV 6-10052

2 Department No. 2

3

4

5

6 IN THE SIXTH JUDICIAL DISTRICT COURT

7 OF THE STATE OF NEVADA

8 IN AND FOR THE COUNTY OF PERSHING

9 -oOo-

10 SHANNON McCOY,

11 Plaintiff,

12 vs.

13 RONALD SKINNER, Sheriff, et
14 al.,

15 Defendants.

_____ /

16

17

18 VIDEO DEPOSITION OF

19 SHANNON McCOY

20 APRIL 4, 2007

21 CARSON CITY, NEVADA

mccoy

22

23

24

SUNSHINE REPORTING SERVICES
(775) 883-7950 or (775) 323-3411

25

REPORTED BY: STEPHANIE ZOLKOWSKI CCR 283
COMPUTER-ASSISTED TRANSCRIPTION BY: caseCATalyst

2

1

A P P E A R A N C E S

2

3 FOR THE PLAINTIFF:

4 SHANNON McCOY

By: In Proper Person

5 Warm Springs Correctional Center

3301 East 5th Street

6 Carson City, Nevada 89702

7

8 FOR THE DEFENDANTS:

9 ERICKSON, THORPE & SWAINSTON, LTD.

By: BRENT L. RYMAN, ESQ.

10 99 West Arroyo St.

Reno, Nevada 89505

11

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mccoy

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1	I N D E X	
2	EXAMINATION	PAGE
3	BY MR. RYMAN	6
4		
5		
6		

mccoy
E X H I B I T S

7			
	NUMBER	DESCRIPTION	PAGE
8			
	Exhibit 1	Inmate Detail Record	7
9	Exhibit 2	Complaint	74
	Exhibit 3	Reply	75
10	Exhibit 4	NRS 212.187	78
	Exhibit 5	Diagram	98
11	Exhibit 6	Defendants Initial Disclosures	133
	Exhibit 7	Plaintiff's Initial Disclosures	146
12	Exhibit 8	Request Leave to Amend	178

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⬆

4

1 BE IT REMEMBERED that on WEDNESDAY, the 4th day
2 of APRIL, 2007, at the hour of 9:53 AM of said day, at
3 the offices of WARM SPRINGS CORRECTIONAL CENTER, 3301
4 East 5th Street, Carson City, Nevada, before me,
5 STEPHANIE ZOLKOWSKI, a notary public, personally
6 appeared SHANNON McCOY, who was by me first duly sworn
7 and was examined as a witness in said cause.

8

9 -o0o-

10

11 THE VIDEOGRAPHER: This is the beginning of
12 videotape number one in the deposition of Shannon
13 McCoy taken by the Defendants in the matter of Shannon
14 McCoy versus Ronald Skinner, et al., case number CV
15 6-10052, held at the Warm Springs Correctional Center,
16 3301 East 5th Street in Carson City, Nevada on
17 April 4, 2007. The time is approximately 9:53 a.m.

18 The court reporter is Stephanie Zolkowski.
19 I'm Ray Davis, the videographer, an employee of
20 Sunshine Reporting located at 151 Country Estates
21 Circle in Reno, Nevada 89511.

22 This deposition is being videotaped at all

mccoy
23 times unless specified to go off the video record.
24 Would all present please identify themselves
25 beginning with the witness.

5

1 THE WITNESS: Name is Shannon D. McCoy. Back
2 number 92925.

3 MR. RYMAN: I'm Brent Ryman, counsel for
4 Plaintiffs in this case. Or Defendants. Excuse me.

5 THE VIDEOGRAPHER: And will the court
6 reporter please swear in the witness.

7
8 SHANNON McCOY,
9 called as a witness herein, having been
10 duly sworn, testified as follows:

11
12 MR. RYMAN: Let the record reflect this is
13 the time and place set for the deposition of Shannon
14 McCoy in the matter of McCoy versus Skinner, et al.

15 The deposition is taking place at Warm

mccoy

16 Springs Correctional Center down here in Carson City.
17 The depo was set by Court Order pursuant to NRS 50.215
18 and NRCP 30 and it's being recorded stenographically
19 and also on videotape.

20 Mr. McCoy is here representing himself. And
21 I know you already identified yourself, but Mr. McCoy,
22 would you please state your name and spell it for the
23 record.

24 THE WITNESS: Shannon D. McCoy.
25 S-h-a-n-n-o-n D. M-c capital C-o-y.

6

1 EXAMINATION

2 BY MR. RYMAN:

3 Q And, Mr. McCoy, we're here to discuss two
4 separate searches conducted during your most recent
5 stay in Pershing County Jail as well as a claim about
6 medical treatment you allegedly received or didn't
7 receive for some knee problem down at Northern Nevada

Page 7

8 Correctional Center; is that right?

9 A Yes.

10 Q And the claims in this case are against

11 Pershing County; is that correct?

12 A Yes.

13 Q And you understand that Pershing County is a

14 political subdivision?

15 A Yes.

16 Q And in this case you're claiming damages; is

17 that right?

18 A Yes.

19 Q And you're seeking some kind of money

20 judgment against the County?

21 A Yes.

22 Q Okay. And before we go any further we

23 started today off the record with a discussion of some

24 objection you had to this depo.

25 What's that?

1 Q And what happens next?

2 Well, first of all, strike that question.

3 I'll let you get to it.

4 Had Stephens searched you at any time prior
5 to this?

6 A No, he had not.

7 Q What happens next?

8 A He has me up against the wall. They usually
9 start from the top or some officers start from the
10 bottom. It just depends on.

11 When he did mine he started from the top.
12 He, you know, runs his hands down and then you know
13 they kind of just pat the side, make sure you ain't
14 carrying nothing. Then he went down to the feet, came
15 up.

16 When he came up he put his fingers inside my
17 waist band and went around and then grabbed the
18 undergarment and the pants and lifted them up.

19 And when he did that it pulled my underwear,
20 lifted me up on my toes. I mean I'm not eight years
21 old. I'm not into getting my stuff smashed. You
22 know, I just -- it was totally wrong of the person to
23 even go there.

24 So I turned around and told him I'm not eight

25 years old, don't ever do this to me again.

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1 Q You turned around during the search?

2 A My head.

3 Q Okay.

4 A And he just kind of chuckled. I guess he
5 thought he was funny.

6 Q When you said don't do this to me again could
7 he have assumed you meant don't search me again?

8 A Yeah. He could take it any way probably he
9 wants to take it in his head. Everybody has a
10 different perception.

11 I mean you got to know that ain't the proper
12 way to do a pat down search, especially when you never
13 left sight of him to begin with.

14 See, the whole thing about a pat down search
15 is if you went and talked to your lawyer and you saw
16 your lawyer and he didn't see you then a pat down

mccoy

17 search is probably permitted or wanting to do it.

18 But when he's got eyesight of you and you're
19 handcuffed the whole time, that's when I never been
20 pat searched before because there's no reason for it.

21 If your -- if I was the cop sitting there
22 looking at you the whole time he can see you're not
23 doing nothing. I don't know. That's just...

24 Q We'll get to that in a minute.

25 But let's talk about how the search happened.

105

1 Did you say anything else to Stephens during
2 that time?

3 A Not after that. No.

4 Q But during the search did you say anything
5 else to him besides what we just discussed?

6 A No.

7 Q Did you say anything else to anybody during
8 the search?

9 A I think I went in and talked to --

mccoy

10 Q I'm talking about during the search.

11 A Not during the search.

12 Q When you're up against the wall and Stephens
13 is searching you?

14 A No. I never.

15 Q He started according to you at the top.

16 What did he do to search the top of your
17 body?

18 A Well, the arms are all concealed. They don't
19 -- you don't touch the arms or nothing so where the
20 clothing is, he kind of touched, patted down like
21 that.

22 Q Anything out of line about that?

23 A No. No. There's nothing.

24 Q And then after he searched the top of you you
25 said he put his fingers inside the waist band?

↑

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1 A No.

2 Then he went down to the bottom and started
3 from like checking to see if there was anything in the
4 socks, anything in the pant legs.

5 Q So he went directly to the socks to the
6 bottom of your body?

7 A Right.

8 Q What did he do to search the bottom?

9 A Just the pat, you know. It's the same. It's
10 not -- it's just like just to see if you're carrying.

11 I don't know. I'm not a law officer. You
12 know, the whole thing is they just see if there's
13 anything in there.

14 Q Yeah. I'm just asking you what he did.
15 What did you feel him doing to the bottom of
16 your body?

17 A Just a pat up, a pat up the other leg, you
18 know, and then put his fingers in the waist band.

19 Q Let's talk about the bottom first.

20 Did he check your socks?

21 A No.

22 Q But he looked or something did you say?

23 A Just patted them.

24 Q Okay. What about the pant legs? Did he
25 check the pants legs in any way?

1 A Just a pat.

2 Q Okay. Then he put his fingers inside your
3 waist band; is that right?

4 A Yes.

5 Q What waist band are we talking about?

6 A We're talking about -- well, the spandex are
7 tight on the thing. So...

8 Q I'm just want to be exact.

9 These are the spandex on your jail issues?

10 A Right.

11 So they're tight. And then my boxers are
12 tight.

13 He had the waist band, his thumbs, inside
14 both waist bands.

15 Q Okay.

16 A So on the boxer briefs and so they was
17 touching my skin.

18 Q Okay. So he first reaches inside the waist

mccoy

19 band of your boxer briefs?

20 A Yeah.

21 Q Were those, I mean if you know, would they
22 have been raised above your pants prior to the search?

23 A No.

24 Q Okay. They would have been lower than the
25 waist band of your pants?

↑

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1 A Right.

2 Q Let's take a really quick break so we can
3 change the videotape.

4 THE VIDEOGRAPHER: Going off the video record
5 at approximately 11:51 a.m.

6 (Lunch recess.)

7 THE VIDEOGRAPHER: This is the beginning of
8 tape number two in the continuing deposition of
9 Shannon McCoy.
10 We are going back on the video record. The

mccoy

11 time is approximately 12:57 p.m.

12 BY MR. RYMAN:

13 Q Mr. McCoy, you realize you're still under
14 oath?

15 A Yes, I do.

16 Q Now, when we left to take that short lunch
17 break I believe we were in the middle of the search
18 and you were describing how Mr. Stephens or Sergeant
19 Stephens first put his fingers inside your waist band.

20 A Yes.

21 Q What happened after that?

22 A He started from the front of the waist band
23 and then he moved all the way around the waist band.
24 And then when he got to the back he grabbed a hold, I
25 couldn't see it but he had a hold, of the undergarment

↑

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1 and slacks and in an upward movement just pulled hard
2 enough where it caused me to go to my tippy toes.

3 Q Caused you to stand on your tip toes?

4 A Yes.

5 Q Where were his thumbs I guess when he first
6 pulled upward?

7 A Inside the back like the very back like at my
8 spine almost.

9 Q Were his thumbs together?

10 A I -- I don't recall that. I mean when you're
11 getting lifted up on your toes you're really not
12 worried about where his thumbs are.

13 Q So do you specifically remember that he put
14 his thumbs in and went around the inside of the waist
15 band or is it possible that he reached in and, how I
16 would describe that, shook the waist band?

17 A No. He didn't shake the waist band. He
18 reached in with his thumbs all the way around and then
19 at the back.

20 Q If you can, and I don't know if we can catch
21 this on camera, if you could stand up and demonstrate
22 that on yourself? Is it possible?

23 A With my shirt tucked in it would be both
24 undergarments, he had his hands around here, reached
25 them in here, brought them around back and then just

1 jerked upward.

2 Q Okay. You said something to him at that
3 point?

4 A Yes.

5 Q What did you say exactly?

6 A Told him that I wasn't eight years old and
7 never to do that again.

8 Q And what was his response to that?

9 A He just chuckled.

10 Q What happened after that? Was that the end
11 of the search?

12 A Yes.

13 Q And what happened next?

14 A Then he put me in the cell block.

15 Q And you both went about your days?

16 A Yeah.

17 Q Did you seek any medical treatment for
18 anything that happened to you during the search?

19 A No, I did not.

20 Q Were you injured?
21 A I mean -- I mean it was sensitive and sore,
22 yeah.
23 Q What was sensitive and sore?
24 A My left testicle.
25 Q And and I know these things are kind of hard

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1 to talk about but we've got to do it.
2 Where was your left testicle when he pulled
3 up? Was it inside the boxer brief?
4 A Inside the boxer brief.
5 And they don't fall out the boxer briefs.
6 That's for sure.
7 Q Okay. I know it's hard to describe. There's
8 kind of probably some kind of sewing seams in the
9 boxer brief.
10 Was it inside of there?
11 A I don't think it was the seam. It might have
12 been the seam. It just -- it just like pinched it,

13 you know. It just smashed it up against the back part
14 right like pulling it under and just getting it -- it
15 would be like landing on it, I guess.

16 Q Did you tell anybody it was sore?

17 A Yeah. There was a guy in the pod. I don't
18 remember his name. Mike something.

19 Q Why didn't you tell Lieutenant Bjerke it was
20 sore during your interview with him?

21 A I told him -- in the interview he wanted to
22 talk about food and stuff like that. You know, when I
23 told him what happened it was just a white wash little
24 situation to begin with.

25 Q When you told him what happened you didn't

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1 mention that your left testicle was sore.

2 Why not?

3 A Because it wasn't sore at that time.

4 Q Okay.

mccoy

5 A Because it was already past that already.
6 That one happened there and I didn't report this until
7 the next one happened because, you know, at first I
8 just was like I really wasn't thinking very much of it
9 like. But then I started thinking that ain't right
10 and then the second time he did it to me it really
11 wasn't right. You know.

12 Q And you said you told somebody named Mike.

13 Was that Mike De LeRosa?

14 A De LeRosa. Maybe that's his name.

15 Q Michael John De LeRosa. Does that ring a
16 bell?

17 A Yes.

18 Q Mr. De LeRosa said that you told him you were
19 out to get Stephens and you were going to slap him
20 with some kind of lawsuit.

21 Would that be incorrect testimony?

22 A That's way incorrect testimony.

23 Q What did you tell De LeRosa?

24 A Told De LeRosa that he searched me and then I
25 told him that I told him I wasn't eight years old and

↑

4 You got the belt on. You got your shackles. Take the
5 feet shackles off first. Hands on top of your head or
6 on top of the wall. Then he did a pat down.

7 This time he did the same thing. Like I
8 don't know if he thought it was funny or what. But
9 then that time I didn't say nothing. I just went and
10 filed a grievance.

11 Q Now, so both of these searches you're saying,
12 you're testifying here today, happened in basically
13 exactly the same manner?

14 A Pretty much. Yes.

15 Q How long did these searches last?

16 A 30 seconds.

17 Q Does that include the time to take off the
18 restraints?

19 A No.

20 Q How long does it take to remove the
21 restraints?

22 A I don't know. I mean who knows. Some people
23 take them off quicker than others. I mean it's got to
24 be under a minute.

25 Q Well, and I don't mean generally how long

1 does it take, I mean how long did it take in these
2 specific circumstances?

3 A I don't know. I don't know. I couldn't give
4 you a time.

5 Q You did not make any complaints to Stephens
6 during the second search?

7 A No, I did not.

8 Q And were you injured during the second
9 search?

10 A No. Not -- not really. Not like -- not like
11 the first time.

12 I mean it wedged up in between the crack of
13 my ass and stuff like that but it just didn't -- I
14 don't know if the first time just caught it just right
15 or something or whatever. But it just the other time
16 was just like it was different as far as the pain wise
17 goes.

18 But it was in the same manner. Same fingers
19 in the thing rolled it around. Because he pulled it.

mccoy

20 When he started in the front and came out and kind of
21 pulled it out wide on the side and then came in.

22 Q So he stretched the waist band out a little
23 bit?

24 A Yes, he did.

25 Q Did you have any understanding that the

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1 reason for that is so that anything hidden in there
2 would fall out?

3 A Yeah. That --

4 There's other ways to do searches. You
5 either pat -- if you pat socks down and that's the
6 proper way you pat them down then you can feel
7 anything in there.

8 If you wanted to go to the second level and
9 you think somebody is hiding something but if you're
10 sitting there, been there with them the whole time,
11 obviously he ain't been nowhere for -- to grab
12 anything. He should take you in and do the second

13 proper procedure and that's to strip you.

14 His skin should never touch my skin. I don't
15 care. That's just the bottom line. His fingers
16 should have never went in my waist band and touched my
17 skin and went around. He should have never grabbed my
18 underwear.

19 Q Is that what your beef is here? That his
20 fingers touched your skin during this search?

21 A That and the wedgie. I mean I'm not eight
22 years old. Don't -- I did a crime I'm in there doing.
23 I'm fighting my case. You're supposed to be innocent
24 until proven guilty. There's standards that are
25 supposed to be upheld to. Same way there's standards

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1 for me, rules for me, he's got the same exact rules.

2 Q It sounds to me like what you're testifying
3 to, and tell me if I'm not correct, I'm just trying to
4 get at what you're saying here, it sounds to me like

mccoy

5 what you're saying is that this may be a permissible
6 search in some circumstances but because he had you in
7 his sight the whole time he should have used a
8 different type of search; is that correct?

9 A It doesn't matter what kind of search.
10 You're in their custody. If you're a security risk or
11 they think you have something, they have, don't get me
12 wrong, they have, the right to search you no matter
13 what. It's the -- the security of the institution is
14 beyond anything. I'm not saying that.

15 What I'm saying, he went about the wrong
16 search for the wrong thing. His skin is never
17 supposed to touch my skin.

18 They don't do it here. I have been strip
19 searched three times since you guys came here. You
20 know what I mean?

21 So if you want me to put a number on it 50 is
22 probably way too low. I mean I have been strip
23 searched probably a hundred times, pat searched
24 probably a thousand. And not once did one of those
25 officer ever -- his skin never touched my skin. Not

1 did I ever get a wedgie, he ever pull them up, did he
2 ever shake my waist band out. No.

3 There's procedures and proper ways to do
4 things and he didn't follow the guidelines to those
5 procedures and with him touching me and doing that he
6 violated my rights. He violated me.

7 Q And any other injuries other than what we
8 already talked about?

9 A No.

10 I mean I still to this day, that's why I want
11 to put this off until I get out so I can go see a
12 medical examiner and spend my own money and do that
13 and -- and so I can, because I really feel like
14 there's damage to my left testicle right now. It
15 don't look the same as it did before that happened.

16 Q How has this damaged, this supposed damage,
17 affected you?

18 A Okay. They're supposed to be solid round.
19 You know what I mean? My left one has got little
20 lumps on the left side of it like where it's been
21 smashed. It's like skinnier. There's something wrong

22 with it.

23 But if it ain't an emergency medical issue
24 here they're not going to deal with it here. That's
25 just the way this place is. That's what you have to

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1 come to live by when you come to live here.

2 Q Have you made any requests to have your
3 testicle examined?

4 A Yes, I have. I did it at NNCC.

5 Q And other than the request to the court in
6 that motion, is that what you're talking about?

7 A I already went to NNCC to the medical there.

8 And they said unless it's life threatening or
9 something to do that, they wouldn't do it.

10 Q And you're testifying here today that cotton
11 underwear pulled up caused you permanent damage to
12 your left testicle?

13 A I'm not -- I don't know what caused it. But

mccoy

14 all I know is it's not the same as it was then.

15 Let me lift you up and see what it feels

16 like. I'm sure I could do -- you know what I mean?

17 If I gave it a good little pull. So you're saying

18 it's not applicable or something like that? Is that

19 what you're saying?

20 Q I'm asking the questions.

21 A Yeah.

22 Q I'm trying to find out what evidence you have

23 to support your case.

24 A I got me -- I got the witness who saw it.

25 And other than that that's about it. I got my

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1 letters.

2 Q Now, just to back up, how has this alleged

3 injury affected you?

4 A I don't know. It's -- I don't know. I don't

5 sleep really good at night like. My mind wanders. I

6 mean what happens if I can't have kids or something

7 stupid like that. I'm 31 years old. I want to have
8 kids. You know, what happens if it does something and
9 nobody even looked at it or it could have been stopped
10 or something like that.

11 You don't think that weighs heavy on a
12 person's mind. I ain't got nobody to carry on the
13 family name.

14 Q So you're afraid you might not be able to
15 have kids now?

16 A I mean, who knows.

17 When you're locked up your mind wanders all
18 kinds of places. You know what I mean? You're locked
19 in a cell most of the time. I mean you don't even
20 know what imagination is. You know what I mean?

21 You sit here in the free world and run around
22 and you got everything. Wait until that's taken away
23 from you one day if it ever is and see what happened.

24 Q You testified before you weighed about 160
25 pounds at the time of your --

16 Have we already talked about all the things
17 Mr. Yearicks is expected --
18 A Yes.
19 Q -- to testify to?
20 A Yes, we have.
21 And Frank Yearicks, Jr.
22 Q Let's add Mr. Junior.
23 What is Junior expected to testify to?
24 A Just not professional like talking about me,
25 just talking about sexual harassment. Just odds and

214

1 ends.
2 Q And, Mr. McCoy, is there anything else you
3 feel like you need to add?
4 A Not right now.
5 Q Okay. This will conclude our deposition
6 today. Thank you very much.
7 THE VIDEOGRAPHER: This concludes today's

mccoy

8 portion of the deposition of Shannon McCoy on April 4,
9 2007. It consists of two videotapes. The original
10 videotapes will be retained by Sunshine Reporting
11 Services.

12 We are going off the video record. The time
13 is approximately 3:02 p.m.

14 (Proceedings adjourned at 3:02 p.m.)

15

16

17

SHANNON MCCOY

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215

1 STATE OF NEVADA)
) ss.
2 COUNTY OF LYON)

3

4

5 I, STEPHANIE ZOLKOWSKI, a notary public in and
6 for the County of Lyon, State of Nevada, do hereby
7 certify:

8 That on WEDNESDAY, the 4th day of APRIL, 2007,
9 at the offices of WARM SPRINGS CORRECTIONAL CENTER,
10 3301 East 5th Street, Carson City, Nevada, personally
11 appeared SHANNON MCCOY, who was sworn by me, and was
12 deposed in the matter entitled herein;

13 That said deposition was taken in stenotype
14 notes by me, a Certified Shorthand Reporter, and
15 thereafter transcribed into typewriting as herein
16 appears;

17 That the foregoing transcript, consisting of
18 pages 1 through 214, is a full, true and correct
19 transcription of my stenotype notes.

20 DATED: At Carson City, Nevada, this 13th
21 day of April, 2007.

22

23

24

1 STATE OF _____)
2 COUNTY OF _____) : ss.

3

4 I, _____, a notary public in
5 and for the County of _____, State of
6 _____, do hereby certify:

7 That on the _____ day of _____,
8 2007, before me personally appeared SHANNON McCOY, the
9 witness whose deposition appears herein;

10 That the deposition was read to or by him;

11 That any changes in form or substance desired
12 by him were entered upon the deposition by me with a
13 statement of the reasons given by the witness for
14 making them;

15 That he thereupon signed the deposition.

16 Dated: At _____,

17 this _____ day of mccoys, 200__.

18

19

NOTARY PUBLIC

20

21

22

23

24

25

1 CERTIFICATE OF SERVICE

2 Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE &
3 SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the
4 attached document by:

- 5 ☒ U.S. Mail
6 ☐ Facsimile Transmission
7 ☐ Personal Service
8 ☐ Messenger Service
9

10 addressed to the following:

11 Shannon David McCoy, *Pro Per Plaintiff*
12 c/o Rosita McCoy
13 505 Copper Street, Apt. 608
14 Elko, NV 89801

15 DATED this 2nd day of April, 2021.

16 Louise M. Ligouri
17 Louise M. Ligouri
18
19
20
21
22
23
24
25
26
27
28

KRISTINE JAKEMAN
Elko County Clerk
550 Court Street, 3rd Floor
Elko, Nevada 89801-3518

SAIT LAKE CITY UT 840
27 MAR 2021 PM 2 L
9000 741

2021 MAR -5 AM 10:56

SHANNON D MCCOY
PO BOX 206
TWIN FALLS, ID 83301

WINTER 241 22 1 9004 23 121
RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

SC: 89301351236 11056-00931-27-46
89301351236

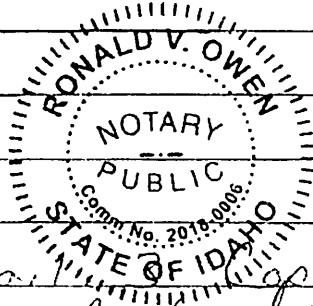
Verification Under Penalty of Perjury

I do verify under the penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge based on motions and pleadings already in this honorable Court and is signed in front of a Notary on this 3rd day of January, 2021

Signed By: James David McCoy
James David McCoy
P.O. Box 306
Twin Falls ID. 83301

DEPUTY
DISTRICT COURT
JAN 26 AM 9:23

Notary Signature: R. Owen Date 1-3-2022
Residing at Twin Falls
Expiration 1-3-2024



Plaintiff put in the U.S. Mail 2 copies of Default Judgement under Rule 5(C) 2 to EIKO DISTRICT COURT Clerk
550 Idaho Street 3rd floor
EIKO NV. 89801-3518

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE
OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHAWN DAVID MCCOY,
Plaintiff

vs.

Default
Judgement

Aitar Nawariza, Sheriff
Michael Silva, Lieutenant
Joshua Oldham, Sergeant
Melanie Edwards, Sergeant
Richie Lespade, Deputy
Jordan Grebeke, Deputy
Doug Holladay, Deputy
Steve Sothernwhite, Sergeant
ELKO COUNTY JAIL
Defendants

2021 MAR 26 AM 9:23
110 CO DISTRICT COURT
CLERK
DEPUTY

Comes Now, Shawn David McCoy, in Pro-Se
and asserts affidavit of Claim in the above
entitled Cause and hereby gives Points & Authority
in support along with pleadings already on
file in this Honorable Courts.

Points & Authority's

UNDER NRCP 55 (a) Entering a Default;
"when a party against whom a judgement for affirmative relief is sought has failed to plead or otherwise defend and that failure is shown by affidavit or otherwise, the Clerk must enter the party's default." Rule 55 (b) (1) Entering a Default Judgement: (By the Clerk) "If plaintiff's claim is for a sum that can be made certain by computation, the Clerk on the plaintiff's request, with an affidavit showing the amount Due, must enter judgement for that amount and cost against defendants who has been defaulted for not appearing and who is neither a minor nor an incapacitated person."

Under NRCP Rule 54 (c) Demand for Judgement: Relief to be Granted.

"A default judgement must not differ in kind from, or exceed in amount, what is demanded in the pleadings."

Under NRCP Rule 4 (a) (1) (E); Failure to answer within 45 days will result in a default judgement against the defendants, from the relief in the Complaint.

under FRCP Rule 12(a)(2); Defendant has 45 days to answer Complaint after service on the party

under FRCP Rule 56(c)(1)(A) Have to cite to particular parts of materials in the record, including depositions, documents, electronically stored information, affidavits or declaration or other material

Procedural law

On November 10, 2020 at 10:38 am, Motion to proceed as Indigent Person was stamped Filed; on November 10, 2020 at 10:39 am Complaint was stamped filed; On November 10, 2020 the summons were issued by the District Court Clerk (Deputy Clerk); on the 13th day of November, 2020 Plaintiff dated summons and gave Copy of Complaint and summons to Alan Hovestewa to serve summons. On November 14th 2020, Alan Hovestewa served Richie Lespore. Richie Lespore denied the service of summons. Deputy Smith then took them out of Pod. This is all on Camera. Plaintiff repeatedly tried to get them to follow procedures under WRCR Rules and this is all on Camera and in Daily log which is filed with this honorable Court.

Conclusion

all Defendants in case no: DC-CV-20-115 have failed to answer the summons under DRCP Rule 4(a)(1)(E) which advised all defendants under Rule 12(a)(2) Defendants had 45 days to answer and if failed to do so would result in Default Judgement under DRCP Rule 55(a); Default must be made by the Clerk of Court if shown by affidavit DRCP ~~55~~ Rule 55 (b)(1).

In the Complaint Page 16 number 85, it clearly states 100,000.00 Per Defendant in there Official Capacity and on Page 17 number 86 it clearly states 50,000.00 Per Defendant. This is a total of 150,000.00 dollars per Defendant and interest to accrue from time of Judgement this is based off of DRCP 54 (k) Exact amount demanded in the pleading. Therefore, I hope this Court will enter Default Judgement against all Defendants in Case NO: DC-CV-20-115

RECEIVED

APR 12 2021

To whom it may concern

Elko County Clerk

04/08/21

Please send all mail to me at the address on Motion and Please send me any Responses made by Defendant, Also could you please send me a Case Summary on all 3 Cases,

Thank you

Harmon A. McCoy

In Pro-Se

RECEIVED

APR 12 2021

Elko County Clerk

Verification Under Penalty of Perjury

I Shannon David McCoy in Pro-Se do hereby Swear Under penalty of perjury that the above-entitled Cause is true and correct, and stated to the best of my knowledge and is made without benefit of a Notary pursuant to NRS 208.165 and U.S.C § 28 U.S.C 1746 as I'm incarcerated

Dated this 8th day of April, 2021

Signed BP: Shannon McCoy
Shannon D. McCoy Pro.

I Shannon David McCoy in Pro-Se hereby Certify Under NRCP Rule 5(c)(2) that the above-entitled Cause was placed into the U.S. Postal Service too.

EIKO DISTRICT COURT
550 Court St. 3rd floor
EIKO NV. 89801

and Aitor Norvaiza
775 W. Silver St.
EIKO NV. 89801

DEPT NO: 1

APR 17 2017

Eiko County Clerk

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF EIKO

Shannon David McCay
Plaintiff

vs.

Aitor Nausiza, Sheriff
Michael Silva, Lieutenant
John Starn, Sergeant
Bobber Atkins, Sergeant
Melanie Edgemond, sergeant
Steve Satterthwaite, sergeant
Richard Jasper, deputy
Jordan Grebow, deputy
Doug Holladay, deputy
EIKO COUNTY JAIL
Defendants

Motion
of
Change of
Address

Comes now Shannon D. McCay in Pro-Se and puts
in the above entitled cause an plaintiffs address
has changed, Plaintiffs new address is Shannon
David McCay #139747 NCI 236 Radar Rd.
Cottonwood, ID. 83502

KRISTINE JAKEMAN
Elko County Clerk
550 Court Street, 3rd Floor
Elko, Nevada 89801-3518

Return Service Requested

SHANNON DAVID MCCOY # 139747
N.I.C.I
236 RADAR RD
COTTONWOOD, ID 83522

Case Summary

DC-CV-20-115 - MCCOY, SHANNON D VS. NARVAIZA, AITOR - ELKO COUNTY SHERIFF ET AL

Court: DC-CV-20-115

Agency: Elko County Clerk's Office

Type: Civil

CaselD: 20-74248

Status: Pending

Received Date: 11/5/2020

Status Date: 1/15/2021

Age: 158 days Active Age: 158 days

Involvements

PORTER, NANCY Judge -
MCCOY, SHANNON Plaintiff -
ADKINS, BOBBY Defendant -
EDGMOND, MELONIE Defendant -
ELKO COUNTY JAIL, Defendant -
GREBENE, JORDAN Defendant -
HOLLADAY, DOUG Defendant -
LESPADE, RICHIE Defendant -
NARVAIZA, AITOR - ELKO COUNTY SHERIFF, Defendant -
OLDHAM, JOSHUA Defendant -
SATTERTHWAITE, STEVE Defendant -
SILVA MICHAEL Defendant -

Name Attributes

For: SGT MELONIE EDGMOND
Name Record Source - Name Record Converted
from JALAN - District Attorney
For: ELKO COUNTY JAIL
Name Record Source - Name Record Converted
from JALAN - Court
For: RICHIE DEPUTY LESPADE
Name Record Source - Name Record Converted
from JALAN - Public Defender
For: SHANNON DAVID MCCOY
Name Record Source - Name Record Converted
from JALAN - Court
Occupation: UNEMPLOYED
Place of Birth: SUPERIOR, MT
For: NARVAIZA, AITOR - ELKO COUNTY SHERIFF
Name Record Source - Name Record Converted
from JALAN - Court
For: SGT JOSHUA OLDHAM
Name Record Source - Name Record Converted
from JALAN - District Attorney
Title: COURT SECURITY DEPUTY

Issues

1. CVC09 - Tort - Negligence: Other [DC] Occurred: 11/10/2020
Tort - Negligence: Other [DC]

Case History

Date

Event Type Desc

Status

Awaiting Charging Decision - Case Status
Case Status Change
Pending - Case Status
COMPLAINT FILED
Closed - Case Status
ORD DISMISSING PRETRIAL MOT, WRITS OF HABEAS CORPUS, & COMPLAINTS FILED
Pending - Case Status
Case Status Date Change
Pending - Case Status
Case Status Change

11/5/2020 SUBMISSION OF MOTION TO PROCEED AS
INDIGENT PERSON - Document
SENT TO DC1 ASKING IF IT SHOULD BE FILED.

11/5/2020 SUBMISSION OF COMPLAINT - Document
SENT TO DC1 ASKING IF IT SHOULD BE FILED.

11/10/2020 SUBMISSION OF INMATE MAIL - Document
SENT TO DC1 ASKING IF IT SHOULD BE FILED. PLACED IN DC1 BOX @ 10:24 AM.

11/10/2020 NOTE FROM COURT DIRECTING CLERK TO
FILE DOCUMENTS - Document

11/10/2020 MOTION TO PROCEED AS INDIGENT
PERSON - Document
COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 COMPLAINT - Document
COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 MISC PLEADING - Document
KITE - COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - AITOR NARVAIZA -
Document
MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - LT MIKE SILVA -
Document
MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT OLDHAM -
Document
MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT EDGMOND -
Document
MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - RICHIE LESPADA -
Document

Case Summary

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - JORDAN GREBENE -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - DOUG HOLLADAY -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - ELKO COUNTY JAIL -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT SATTERTHWAITE -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT ADKINS -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/17/2020 SUBMISSION OF LETTER FROM SHANNON
MCCOY - Document

RECEIVED LETTER FROM SHANNON MCCOY - SENT IT TO DC1 ASKING IF IT SHOULD BE FILED.
FILE CHK'D OUT, PLACED IN DC1 BOX @ 9:44 AM

11/19/2020 INMATE MAIL RECEIVED - Document

LETTER REGARDING SERVICE OF THE SUMMONSES RECEIVED IN MAIL FROM PLAINTIFF (DATE
STAMPED RECEIVED 11/19/2020) AND PLACED IN DC1 P/U BOX @12:49
ASKING IF DOCUMENT SHOULD BE FILE STAMPED.
NO COPIES PROVIDED.

11/19/2020 INMATE MAIL RECEIVED 11.19.2020, 10
SUMMONS TO BE FILED - Document

10 SERVED SUMMONSES RECEIVED IN MAIL FROM PLAINTIFF (DATE STAMPED RECEIVED
11/19/2020) AND PLACED IN DC1 P/U BOX @12:49
ASKING IF THEY SHOULD BE FILE STAMPED.
NO COPIES PROVIDED.

11/30/2020 INMATE MAIL RECEIVED 11.30.20 -
Document

SENT TO JUDGE 11.30.20 ASKING IF WANTS TO BE FILED

12/2/2020 LETTER FROM SHANNON MCCOY WANTING
CASE SUMMARY SHEETS - Document

MAILED THEM TO HIM

12/15/2020 ORDER DISMISSING PRETRIAL MOTIONS,
WRITS OF HABEAS CORPUS, AND
COMPLAINTS - Document

FILE CHECKED OUT PLACED IN DC1 P/U BOX

12/16/2020 NOTICE OF ENTRY OF ORDER - Document

FILE CHECKED OUT PLACED IN DC1 P/U BOX

12/16/2020 LETTER FROM PLAINTIFF 12.16.20 -
Document

COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 LETTER FROM PLAINTIFF WITH DAILY LOGS
- Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (ELKO COUNTY JAIL)
- Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (NARVAIZA) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (SATTERTHWAITE) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (OLDHAM) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (EDGMOND) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (HOLLADAY) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (GREBENC) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (LESPADE) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (ADKINS) -
Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 SUMMONS RETURNED (SILVA) - Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 LETTER FROM PLAINTIFF RE SERVICE OF
SUMMONSES - Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

12/16/2020 LETTER FROM PLAINTIFF WITH ATTACHED
GRIEVANCES - Document
COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

1/7/2021 INMATE MAIL RECEIVED 01.07.21 -
Document
FORWARDED TO DC1 FOR FILING DETERMINATION

1/7/2021 AMENDED ORDER DISMISSING PRETRIAL
MOTIONS, WRITS OF HABEAS CORPUS AND
COMPLAINTS - Document

1/7/2021 MAIL RETURN - Document

1/15/2021 SECOND AMENDED ORDER DISMISSING
PRETRIAL MOTIONS, WRITS OF HABEAS
CORPUS AND COMPLAINTS - Document
LEAVE CASE OPEN PER ORDER

1/20/2021 MAIL RETURNED 01.20.21 - Document
COPY OF AMENDED ORDER (FILED 01/07/21) ADDRESSED TO SHANNON MCCOY RETURNED
UNDELIVERABLE - RETURN TO SENDER
FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX

2/12/2021 - Case Notes
EMAILED DOCKET TO SHANNON AT JBOND@CO.JEFFERSON.ID.US

2/19/2021 MOTION FOR SUMMARY JUDGMENT -
Document
FILE CHK'D OUT, PLACED IN DC1 BOX @ 2:54 PM - COPY MAILED TO SHANNON MCCOY, 200
COURT HOUSE WAY, RIGBY ID 83442

2/19/2021 NOTE FROM COURT DIRECTING CLERK TO
FILE DOCUMENT - Document

3/15/2021 NOTE OF ADDRESS CHANGE - Document
CHANGED MAILING ADDRESS TO:
C/O ROSITA MCCOY
505 COPPER #608
ELKO, NV 89801

3/26/2021 LETTER FROM MR. MCCOY TO JUDGE HILL
- Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 DEFAULT JUDGMENT - Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 VERIFICATION UNDE PENALTY OF PERJURY
- Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 MAIL RETURNED FILED 3.26.21 -
Document
MR. MCCOY'S COPY OF AMENDED ORDER FILED 1/20/21 RET'D BY USPS NOT DELIVERABLE AS
ADDRESSEE UNABLE TO FORWARD
FILE CHECKED OUT PLACED IN DC1 P/U BOX

4/5/2021 RECEIVED INMATE MAIL FOR MOTION FOR
CHANGE OF ADDRESS 4.5.21 - Document
PLACED IN DC1 BOX

4/5/2021 MOTION FOR CHANGE OF ADDRESS -
Document
MAILED COPIES
ORIG PLACED IN DC1'S PICK UP BOX

4/5/2021 MOTION TO DISMISS FOR FAILURE TO
EFFECT SERVICE OF PROCESS (SPECIAL
APPEARANCE) - Document
FILE CHECKED OUT PLACED IN DC1 P/U BOX
MAILED A COPY BACK TO ERICKSON, THORPE & SWAINSTON ATTN: BRENT L. RYMAN, ESQ. PO
BOX 3559 RENO, NV 89505-3559

4/5/2021 RETURNED MAIL FOR SHANNON MCCOY -
Document
THEIR FILE STAMPED COPY OF VERIFICATION AND DEFAULT JUDGMENT.

4/12/2021 INMATE MAIL RECEIVED, LETTER DATED
04.08.21 - Document
PLEADING PLACED IN DC1 P/U BOX @ 12:35 WITH QUESTION, ASKING IF DC1 WOULD LIKE THIS
LETTER FILE-STAMPED.

4/12/2021 INMATE MAIL RECEIVED, MOTION OF
CHANGE OF ADDRESS - Document
PLEADING PLACED IN DC1 P/U BOX @ 12:35 WITH QUESTION, ASKING IF DC1 WOULD LIKE THIS
LETTER FILE-STAMPED.
2 COPIES PROVIDED

2011/568

DC1

Judge,
Would you like this
Akd?

Thanks,
Aly 4/26/21

RECEIVED

APR 26 2021

Elko County Clerk

THIS ENVELOPE IS RECYCLABLE AND MADE WITH 30% POST CONSUMER CONTENT

FSC
MIX
Envelope
FSC® C137131

To whom it may Concern:

On Case no: DC-CU-20-115
it seems you have mailed stuff to me at the
wrong address. I'm not sure how this could
happen since I've been diligent in keeping
the Courts informed of my address so how is
it on 3/26/2021 Letter from Mr. McLaughlin to Judge
Hill, Default Judgement and Verification
Under penalty of perjury was sent to address
I have changed Twice. ~~Case Address on paper~~
I need these sent to my Current address
ASAP so I can properly defend my Case
Also unclear on Case Summary how Defendant
on 4/5/2021 put in Motion to Dismiss on
this case. But yet on Case no. DC-CU-20-
103 its not on that case and why every-
thing is getting messer up. So please send
me Defendants motion to Dismiss for failure
to effect Service of process. On case no. DC-
CU-20-83, DC-CU-20-115 and DC-CU-20-10
and anything else returned to you.

Please file this
in my Court file

Thanks Shannon McLaughlin

To whom it may concern:

Please file these and look over Case
Summaries in cases X-CU-20-83, 103
and 115 it seems you sending mail
to wrong address and hindering my
ability to fight my case.

Thank You

Harold A. May
Esq.

RECEIVED
JAN 10 1984

ADVISORY
JAN 10 1984

DEPT NO: 7

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCoy
plaintiff,

vs.

Motion

Aitor Navariza, sheriff
Michael Silva, lieutenant
John Oldham, sergeant
Bobby Adkins, sergeant
Melaine Edgmond, sergeant
Richie Laspadle, deputy
Jordan Greber, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
Steve Satterthwaite, sergeant,
defendant

For
Extension of
Time

Come now Shannon David McCoy, Plaintiff,
in pro-se in the Above entitled Cause and
all Pleadings, motions with Point & Authority's
to support said Motion.

Points & Authority's

On 4/17/2021 plaintiff Shannon David McCoy in Pro-Se got Case summary from Court Clerk Based on Case summary dated 4/5/2021. Motion to dismiss for failure to effect service of Process (Special Appearance

Due to the transfer of Plaintiff from Jefferson County Jail to IDAHO Prison Reception Center then to NICT (Northern Idaho Correction Institution), Plaintiff still has never seen this motion.

On 3/15/2021 plaintiff Shannon David McCoy called the Courts office and changed mailing address. On 4/5/2021 plaintiff changed address again. Then Court received final change of address on 4/12/2021 and this is Plaintiffs Current address "Shannon David McCoy # 139747 NICT 236 Radar Rd. Cottonwood Id. 83522

As of 4/20/2021 plaintiff has not seen Defendants motion to dismiss which was filed on 4/05/2021

Plaintiff ask this Honorable Court for an extension of time to reply to the motion to dismiss as plaintiff has not seen the motion put in by Defendants as of 4/20/2021

Shannon L. McCoy #13974;
In Pro-Se
236 Radge Rd
Cottonwood, Id 83522

RECEIVED

APR 26 2021

Elko County Clerk

DEPT No: 7

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCoy
Plaintiff.

VS.

Airta Nawariza, Sheriff
Michael Silva, Lieutenant
John Oldham, sergeant
Bobby Adkins, sergeant
Malcolm Edmond, sergeant
Richie Jaspode, deputy
Jordan Greber, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
Steve Satterthwaite, sergeant,
defendant

Motion
For
Extension of
Time

Come now Shannon David McCoy, Plaintiff,
in pro-se in the Above entitled Cause and
all Pleadings, motions with Point & Authority's
to support said Motion.

Points & Authorities

On 4/17/2021 plaintiff Shannon David McCoy in Pro-Se got Case summary from Court Clerk Based on Case summary dated 4/5/2021. Motion to dismiss for failure to effect service of Process (Special Appearance

Due to the transfer of Plaintiff from Jefferson County Jail to IDAHO Prison Reception Center then to VICT (Wentworth Idaho Correction Institution), Plaintiff still has never seen this motion.

On 3/15/2021 plaintiff Shannon David McCoy called the Courts office and changed mailing address. On 4/5/2021 plaintiff changed address again. Then Court received final change of address on 4/12/2021 and this is Plaintiffs Current address "Shannon David McCoy # 139747 VICT 236 Radar Rd. Cottonwood Id. 83522

As of 4/20/2021 plaintiff has not seen Defendants motion to dismiss which was filed on 4/05/2021

Plaintiff ask this Honorable Court for an extension
of time to reply to the motion to dismiss
as plaintiff has not seen the motion put
in by defendants as of 4/20/2021

Shannon L. McCoy #13974;
In Pro-Se
736 Radar Rd
Cottonwood, Id 83522

RECEIVED

APR 26 2021

Elko County Clerk

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCoy
Plaintiff.

VS.

Airta Nawariza, Sheriff
Michael Silva, Lieutenant
John Oldham, sergeant
Bobby Adkins, sergeant
Melrose Edmond, sergeant
Richie Ingsode, deputy
Jordan Greber, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
Steve Satterthwaite, sergeant,
Defendant

Motion
For
Extension of
Time

Come now Shannon David McCoy, Plaintiff,
in pro-se in the Above entitled Cause and
all Pleadings, motions with Point & Authority's
to support said Motion.

Points & Authority's

On 4/17/2021 plaintiff Shannon David McEay in Pro-Se got Case summary from Court Clerk Based on Case summary dated 4/5/2021. Motion to dismiss for failure to effect service of Process (Special Appearance

Due to the transfer of Plaintiff from Jefferson County Jail to IDAHO Prison Reception Center then to NICT (Northern Idaho Correction Institution), Plaintiff still has never seen this motion.

On 3/15/2021 plaintiff Shannon David McEay called the Courts office and changed mailing address. On 4/5/2021 plaintiff changed address again. Then Court received final change of address on 4/12/2021 and this is Plaintiffs Current address "Shannon David McEay # 139747 NICT 236 Rodan Rd. Cottonwood Id. 83522

As of 4/20/2021 plaintiff has not seen Defendants motion to dismiss which was filed on 4/05/2021

Plaintiff ask this Honorable Court for an extension
of time to reply to the motion to dismiss
as plaintiff has not seen the motion put
in by defendants as of 4/20/2021

Shannon L. McCoy #139747
In Pro-Se
236 Radar Rd
Cottonwood, Id 83522

RECEIVED

APR 26 2021

Elko County Clerk

Verification Under penalty of Perjury

I do hereby Under penalty of Perjury that the above affidavit is true and correct and is stated to the best of my knowledge and is made without benefit of a notary pursuant to NRS 208.165 and U.S.C. § 28 U.S.C. 1746 as I am incarcerated.

Dated this 21st day of April, 2021

Shannon J. McCoy #139747
In Pro-Se 236 Radar Rd
Cottonwood ID. 83522

I Shannon J. McCoy in Pro-Se certify under Rule 5 (c)(2) that on this 21st day of April, 2021, I put copy's of motion for extension of time in the U.S. Mail. Of all 3 cases

1 copy:	3 copy's:
Erickson, Thorpe & Swainston	ELKO COUNTY COURT Clerk
Attn: Brent L. Ryman	550 Court St. 3 rd floor
P.O. Box 3559	ELKO NV. 89801
Revo NO. 89505-3559	

Case No: DC-CV-20-83, DC-CV-20-103 and
DC-CV-20-115

FILED

To whom it may Concern:

2021 APR 27 AM 10:24

ELKO CO DISTRICT COURT

On Case No. DC-CU-20-115
CLERK DEPUTY [Signature]
it seems you have mailed stuff to me at the wrong address. I'm not sure how this could happen since I've been diligent in keeping the Court informed of my address so how is it on 3/26/2021 Letter from Mr. McLa to Judge Hill, Default Judgement and Verification Under penalty of perjury was sent to address I have changed Twice. ~~Case Address on report~~ I need these sent to my Current address ASAP so I can properly defend my Case Also unclear on Case Summary how Defendant on 4/5/2021 put in Motion to dismiss on this case. But yet on Case No. DC-CU-20-103 its not on that case and why everything is getting messed up. So please send me Defendants motion to dismiss for failure to effect Service of process. On case No. DC-CU-20-83, DC-CU-20-115 and DC-CU-20-10 and anything else returned to you.

Please file this
in my Court file

Thanks Sharon McLa

RECEIVED

APR 26 7/1

Elko County Clerk

FILED

2021 APR 27 AM 10:33

FL CO CO DISTRICT COURT

CLERK

DEPUTY

To whom it may concern:

Please file these and look over case
Summaries in cases X-CO-20-83 P/103
and 115 it seems you sending mail
to wrong address and hindering my
ability to fight my case.

Thank You

Harmon A. McFar
Two Ho-Se

FILED

RECEIVED

FILED

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

2021 APR 23 PM 10:55
ELKO CO DISTRICT COURT
CLERK DEPUTY 10

Shannon David McCoy
plaintiff.

VS.

Motion

Aitor Navariza, sheriff
Michael Silva, lieutenant

For
Extension of
Time

John Oldham, sergeant

Bobby Adkins, sergeant

Melaine Edgmond, sergeant

Richie Laspadie, deputy

Jordan Greber, deputy

Doug Holladay, deputy

ELKO COUNTY JAIL

Steve Satterthwaite, sergeant,
defendant

Come now Shannon David McCoy, Plaintiff
in pro-se in the Above entitled Cause and
all Pleadings, motions with Point & Authority's
to support said Motion.

Points & Authorities

On 4/17/2021 plaintiff Shannon David McCoy in Pro-Se got Case summary from Court Clerk Based on Case summary dated 4/5/2021. Motion to dismiss for failure to effect service of Process (Special Appearance

Due to the transfer of Plaintiff from Jefferson County Jail to IDAHO Prison Reception Center then to NICT (Northern Idaho Correction Institution), Plaintiff still has never seen this motion.

On 3/15/2021 plaintiff Shannon David McCoy called the Courts office and changed mailing address. On 4/5/2021 plaintiff changed address again. Then Court received final change of address on 4/12/2021 and this is Plaintiffs current address "Shannon David McCoy # 139747 NICT 236 Radar Rd. Cottonwood Id. 83522

As of 4/20/2021 plaintiff has not seen Defendants motion to dismiss which was filed on 4/05/2021

Plaintiff ask this Honorable Court for an extension of time to reply to the motion to dismiss as plaintiff has not seen the motion put in by Defendants as of 4/20/2021

Shannon L. McCoy #13974;
In Pro-Se
236 Radar Rd
Cottonwood, ID 83522

RECEIVED

APR 26 2021

Elko County Clerk

Verification under penalty of Perjury

I do hereby Under penalty of Perjury that the above affidavit is true and correct and is stated to the best of my knowledge and is made without benefit of a notary pursuant to WRS 208.165 and U.S.C 528 U.S.C. 1746 as I am incarcerated.

Dated this 21st day of April, 2021

Shannon J. McCoy #139747
IN Pro-Se 236 Radar Rd
Cottonwood, ID. 83522

I Shannon J. McCoy in Pro-Se certify under Rule 5(c)(2) that on this 21st day of April, 2021, I put copy's of motion for extension of time in the U.S. mail. Of all 3 cases

1 copy:

Erickson, Thorpe Swainston
Attn: Brent L. Reynard
P.O. Box 3559
Rebo ID. 89505-3559

3 copy's:

ELKO COUNTY COURT Clerk
550 Court St. 3rd floor
ELKO NV. 89801

Case No: DC-CV-20-83, DC-CV-20-103 and
DC-CV-20-115

1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

6 Brent M

FILED

2021 MAY -7 AM 10:41

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY Dr

10 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11 IN AND FOR THE COUNTY OF ELKO

12 SHANNON DAVID McCOY,

13 Plaintiff,

14 vs.

15 AITOR NARVAIZA, Sheriff; MICHAEL
16 SILVA, Lieutenant; JOHN OLDHAM,
17 Sergeant; BOBBY ADKINS, Sergeant;
18 MELONIE EDGMOND, Sergeant; RICHIE
19 LESPADÉ, Deputy; JORDAN GREENE,
20 Deputy; DOUG HOLLADAY, Deputy; ELKO
COUNTY JAIL; STEVE SATTERTHAITE,

Defendants.

**NOTICE OF RE-SERVICE OF
MOTION TO DISMISS FOR
FAILURE TO EFFECT SERVICE
OF PROCESS**

21 **NOTICE IS HEREBY GIVEN THAT ON** May 4, 2021, counsel for Defendants COUNTY
22 OF ELKO, a political subdivision of the State of Nevada, served a duplicate copy of its
23 MOTION TO DISMISS FOR FAILURE TO EFFECT SERVICE OF PROCESS on plaintiff,
24 SHANNON DAVID McCOY, at his current address:

25 Shannon David McCoy (#139747)
26 NORTH IDAHO CORRECTIONAL INSTITUTION
27 236 Radar Road
28 Cottonwood, ID 83522

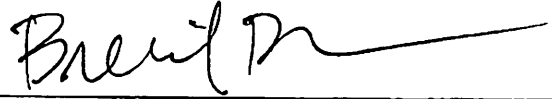
///

///

1 as indicated in his Motion for Extension of Time.

2 DATED this 4th day of May, 2021.

3 ERICKSON, THORPE & SWAINSTON, LTD.

4 

5 _____
6 Brent L. Ryman, Esq. (Bar No. 8648)
7 99 West Arroyo Street
8 Reno, Nevada 89509
9 Telephone: (775) 786-3930
10 *Attorneys for Elko County Defendants*

1 CERTIFICATE OF SERVICE

2 Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE &
3 SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the
4 attached document by:

- 5 ☒ U.S. Mail
6 ☐ Facsimile Transmission
7 ☐ Personal Service
8 ☐ Messenger Service
9

10 addressed to the following:

11 Shannon David McCoy (#139747)
12 NORTH IDAHO CORRECTIONAL INSTITUTION
13 236 Radar Road
14 Cottonwood, ID 83522
15 *Pro Per Plaintiff*

16 DATED this 4th day of May, 2021.

17 *Louise M. Ligouri*
18 Louise M. Ligouri
19
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IN THE SUPREME COURT OF THE STATE OF NEVADA

**SHANNON DAVID MCCOY,
APPELLANT(S)**

Vs.

**AITOR NARVAIZA, SHERIFF,
RESPONDENT(S)**

**DISTRICT COURT CASE NUMBER
DC-CV-20-115**

**NEVADA SUPREME COURT CASE NUMBER
83130**

RECORD ON APPEAL

**VOLUME 5
CASE SUMMARY**

HONORABLE KRISTON HILL, DISTRICT JUDGE

**SHANNON D. MCCOY
#139747
236 RADAR RD.
COTTONWOOD, ID 83522**

**BRENT L. RYMAN
ERICKSON, THORPE & SWAINSTON, LTD
99 WEST ARROYO STREET
RENO, NV 89509**

**TYLER J. INGRAM, ESQ.
ELKO COUNTY DISTRICT ATTORNEY
540 COURT STREET, 2ND FLOOR
ELKO, NV 89801**

DEPT NO: 7

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCay
plaintiff

vs

Reply to Motion To
Dismiss For Failure
To Effect service of
Process

Aitor Narvaiza, Sheriff

Michael Silva, Lieutenant

Joshua Oldham, sergeant

Bobby Atkins, sergeant

Melanie Edgmond, sergeant

Richie Gasparde, deputy

Jordan Grebner, deputy

Doug McMaday, deputy

ELKO COUNTY JAIL, and Steve Satterthwaite, sergeant
defendants

Comes now, plaintiff Shannon David McCay in
pro-se and Replies to Defendants Motion to
dismiss for failure to effect service of process.
Defendants motion is moot based on law and
motions and pleadings already on file.

Memorandum of Points & Authorities

1.) Defendants Attorney Brent J. Ryman is basing there motion on fallacious information. Where as this fallacious information is a 12 yr Old case Mr. Ryman settled out of Court for money and in return plaintiff signed a agreement. Now Mr. Ryman has broke that agreement and has deceived this honorable Court by lying under penalty of perjury. This is a Crime.

Defendants attorney seems to be preparing these motion with out reviewing any motion already filed. Plaintiffs claim has not ever been based off of lack of sufficient paper. And if defendants attorney took time to read motion already filed, maybe they would have some merit and not waste this Court time along with plaintiffs.

Legal Argument

Plaintiff asserts that in default Judgment it Clear describes the refusal of Richie Jaspode putting summons back in to Hoxagestewa, Allen cell after he was served personally. And Richie Jaspode called Michael Silva Lieutenant on the 13th of November and told them not to touch summons. Plus plaintiff for 2 week tried. Even

have daily log which was filed in this case. It seems that defendants feel that there refusal to except summons make it easier to break the law with no repercussions.

Under Rule 4(2)(b). Issuance: plaintiff must present a summons to the Clerk for issuance under signature and seal. If a summons is properly presented the Clerk must issue service on the defendants. Server tayed to serve personally but was refused by officiers of the law so on service of summons had a box to check for left at entity of Employment. This Summons was approved by the Court.

NRCP Rule 4(c)(4) Cumulative service methods
The methods of service provided in Rules 4.2, 4.3 and 4.4 are Cumulative and may be Utilized with, after or independently of any other methods of service.

The Due process Clause of 1st Article 158 requires that a party exercise due diligence in Notifying a defendant of a pending action, technical Compliance with the requirements of NRCP 4 may fall short of the due process requirement where other reasonable methods exist for locating

the whereabouts of a defendant, plaintiff should exercise those methods. *Moiola v. State* 120 Nev. 671 at 675, 99 P.3d 227 (2004); *Scarbo v. Dist. Ct.* 125 Nev. 118 at 124, 206 P.3d 975 (2009); *Price v. Dunn* 106 Nev. 100 787 P.2d 785 (1990)

Conclusion

Defendants and there Attorney seem to put frivolous motions in the this honorable Court wasting the Courts valuable time along with plaintiffs time. It seem that Defendants attorney fabricates his motions with lies or with out facts Just to gain some extra time. Based on Defendant mot motion and being in Default Judgement because of there misconduct in excepting service of summons Therefore this court should deny said motion Based on all proceeding already on file and Defendant inadequate motion.

Dated this 3rd day of May, 2021

Shannon David McLay # 139747
236 Radon Rd
Cottonwood Idaho 83522

RECEIVED

MAY 07 2021

Elko County Clerk

To whom it may concern,

This is my second letter asking for the motion for Summary Judgement & Default Judgement in Case no PC-CV-20-115 please send me a copy as you mailed it to the wrong address over a month ago. Please file this.

Shannon D. McCoy #139715
236 Racan Rd
Cottonwood Rd Idaho 83522

FILED

2021 MAY 10 AM 10:21

CLERK CO DISTRICT COURT

CLERK DEPUTY WV

1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

6 Brent M.

FILED

2021 MAY 14 AM 9:24

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY am

10 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11 IN AND FOR THE COUNTY OF ELKO
12
13

14 SHANNON DAVID McCOY,

15 Plaintiff,

16 vs.

17 AITOR NARVAIZA, Sheriff; MICHAEL
18 SILVA, Lieutenant; JOHN OLDHAM,
19 Sergeant; BOBBY ADKINS, Sergeant;
20 MELONIE EDGMOND, Sergeant;
21 RICHIE LESPADE, Deputy; JORDAN
22 GREENE, Deputy; DOUG HOLLADAY,
23 Deputy; ELKO COUNTY JAIL; STEVE
24 SATTERTHAITE,

25 Defendants.

**REPLY IN SUPPORT OF MOTION
TO DISMISS FOR FAILURE TO
EFFECT SERVICE OF PROCESS**
(Special Appearance)

26 COME NOW, Defendants, by and through their attorneys, ERICKSON, THORPE &
27 SWAINSTON, LTD., and BRENT L. RYMAN, ESQ., and, via this special appearance,
28 hereby present the following Reply in Support of their Motion to Dismiss for Failure to
Effect Service of Process, filed April 5, 2021. As outlined below, Plaintiff has not shown
that service was effected, and has not demonstrated good cause for his failure to effect
personal service within the allowed time. As such, dismissal is appropriate.

1 Defendants' Motion demonstrated that Plaintiff never effected personal service of this
2 action, and instead attempted to serve Defendants by asking that an associate leave a copy
3 of summons and complaint "at [each] Defendants Entity of employment." (*See*, Defs' Mot.,
4 p. 2, ll. 16-21) (*citing*, Return of Summons). Plaintiff has now filed a response brief, entitled
5 "Reply to Motion to Dismiss for Failure to Effect Service of Process," (hereinafter
6 "Response Brief").¹ Upon review, it has been confirmed that Plaintiff never effected
7 personal service, and is instead attempting to reply upon this improper method of service.
8 (*See*, Pl's Resp. Brief, p. 3, ll. 9-13) ("Server tried to serve personally but was refused by
9 officers of the law so on service of summons had a box to check for left at entity of
10 employment."). As explained in detail in Defendants' original Motion to Dismiss, leaving
11 a copy at these Defendants' place of employment is insufficient to comply with Rule 4
12 requirement for personal service. (*See*, Defs' Mot., pp. 3-4, ll. 18-7) (*citing*,
13 NRCp Rule 4.2(d) (2019)).

14 Since the time for Plaintiff to effect personal service is now long past, Defendants
15 respectfully request dismissal under Rule 4(d)(5) for failure to effect timely service. *See*,
16 Rule 4(e)(2) (2019) (the Court "must" dismiss the action *unless* the plaintiff shows good
17 cause for why service was not accomplished); *see also*, *Dougan v. Gustaveson*, 108 Nev.
18 517, 835 P.2d 795 (1992); *Lacy v. Wen-Neva, Inc.*, 109 Nev. 341, 849 P.2d 260 (1993)
19 (inadvertence does not constitute "good cause").

20 DATED this 6th day of May, 2021.

21 ERICKSON, THORPE & SWAINSTON, LTD.

22 

23 _____
24 Brent L. Ryman, Esq. (Bar No. 8648)
25 99 West Arroyo Street
26 Reno, Nevada 89509
27 Telephone: (775) 786-3930
28 *Attorneys for Elko County Defendants*

¹. While Defendants' Motion to Dismiss was served via U.S. Mail to Plaintiff's address on file on April 2, 2021, he did serve any response until his "Reply to Motion to Dismiss for Failure to Effect Service of Process" dated May 3, 2021.

1 CERTIFICATE OF SERVICE

2
3 Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE &
4 SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the
5 attached document by:

- 6 ☒ U.S. Mail
7 ☐ Facsimile Transmission
8 ☐ Personal Service
9 ☐ Messenger Service
10

11 addressed to the following:

12 Shannon David McCoy (#139747)
13 NORTH IDAHO CORRECTIONAL INSTITUTION
14 236 Radar Road
Cottonwood, ID 83522
Pro Per Plaintiff

15 DATED this 10th day of May, 2021.

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17 Louise M. Ligouri
18 Louise M. Ligouri
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1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

6 Brent L. Ryman

FILED

2021 MAY 14 AM 9:24
ELKO CO DISTRICT COURT

CLERK _____ DEPUTY an

7
8 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9 IN AND FOR THE COUNTY OF ELKO

10 SHANNON DAVID McCOY,

11 Plaintiff,

12 vs.

REQUEST FOR REVIEW

13 AITOR NARVAIZA, Sheriff; MICHAEL
14 SILVA, Lieutenant; JOHN OLDHAM,
Sergeant; BOBBY ADKINS, Sergeant;
15 MELONIE EDGMOND, Sergeant; RICHIE
LESPADE, Deputy; JORDAN GREENE,
16 Deputy; DOUG HOLLADAY, Deputy; ELKO
COUNTY JAIL; STEVE SATTERTHAITE,

17 Defendants.
18

19 It is requested that the Motion to Dismiss for Failure to Effect Service of Process, which was
20 filed in the above-entitled action on or about the 2nd day of April, 2021, be submitted to the Court
21 for decision.

22 A Proposed Order is attached hereto as Exhibit 1.

23 The undersigned attorney certifies that a copy of this request has been mailed to all counsel

24 DATED this 10th day of May, 2021.

25 ERICKSON, THORPE & SWAINSTON, LTD.

26 Brent L. Ryman

27 Brent L. Ryman, Esq. (Bar No. 8648)

28 99 West Arroyo Street

Reno, Nevada 89509

Telephone: (775) 786-3930

Attorneys for Elko County Defendants

EXHIBIT “1”

EXHIBIT “1”

1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3
4
5
6
7 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
8 IN AND FOR THE COUNTY OF ELKO

9 SHANNON DAVID McCOY,

10 Plaintiff,

11 vs.

ORDER

12 AITOR NARVAIZA, Sheriff; MICHAEL
13 SILVA, Lieutenant; JOHN OLDHAM,
14 Sergeant; BOBBY ADKINS, Sergeant;
15 MELONIE EDGMOND, Sergeant; RICHIE
LESPADE, Deputy; JORDAN GREENE,
Deputy; DOUG HOLLADAY, Deputy; ELKO
COUNTY JAIL; STEVE SATTERTHAITE,

16 Defendants.
17

18 On or about April 2, 2021, Defendant Nye County, by and through its counsel of record,
19 Brent L. Ryman, Esq. of Erickson, Thorpe & Swainston, Ltd., sent its Motion to Dismiss for Failure
20 to Effect Service of Process to the Court for filing, and on May 3, 2021, Plaintiff Shannon
21 David McCoy sent his Opposition to the Court for filing. Thereafter, Defendant Nye County sent
22 for filing its Reply in Support of Motion to Dismiss.

23 After review of the arguments presented and good cause appearing,

24 IT IS HEREBY ORDERED that Defendant Nye County's Motion to Dismiss for Failure to
25 Effect Service is GRANTED.

26 Dated this _____ day of _____, 2021.

27
28 _____
DISTRICT JUDGE

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE & SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the attached document by:

- ☒ U.S. Mail
☐ Facsimile Transmission
☐ Personal Service
☐ Messenger Service

addressed to the following:

Shannon David McCoy (#139747)
NORTH IDAHO CORRECTIONAL INSTITUTION
236 Radar Road
Cottonwood, ID 83522
Pro Per Plaintiff

DATED this 10th day of May, 2021.

Louise M. Ligouri
Louise M. Ligouri

To whom it may Concern:

04/08/21

Please send all mail to me at the address on Motion and Please send me any Responses made by Defendant. Also could you please send me a Case Summary on all 3 Cases,

Thank you

Sharon A. McCoy

Ex Pro-Se

FILED

2021 MAY 18 PM 4:46

CLERK OF DISTRICT COURT

CLERK DEPUTYMAN

RECEIVED

APR 12 2021

Elko County Clerk

Verification Under Penalty of Perjury

I Shannon David McCoy in Pro-Se do hereby
swear under penalty of perjury that the
above-entitled Cause is true and correct,
and stated to the best of my knowledge
and is made without benefit of a Notary
pursuant to WRS 208.165 and U.S.C. § 22
U.S.C. 1746 as I'm incarcerated

Dated this 8th day of April, 2021

Signed BP: Shannon McCoy
Shannon D. McCoy

I Shannon David McCoy in Pro-Se hereby
certify under WRCR Rule 5(c)(2) that the
above-entitled Cause was placed into the
U.S. Postal Service too.

EIKO DISTRICT COURT
550 Court St. 3rd floor
EIKO NV. 89801

and Aitor Noroiza
775 W. Silver St.
EIKO NV. 89801

RECEIVED

APR 12 2021

Elko County Clerk

DEPT NO: 1

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCoy
Plaintiff

vs.

Motion
of
Change of
Address

Aitor Narasimha, Sheriff
Michael Silva, Deputant
John Okham, Sergeant
Bobby Adkins, Sergeant
Melanie Edgemond, sergeant
Steve Satterthwaite, sergeant
Richie Jaspore, deputy
Jordan Greber, deputy
Doug Holladay, deputy
ELKO COUNTY JAIL
defendants

FILED
2021 MAY 18 PM 4:46
CLERK OF DISTRICT COURT
ELKO, NEVADA

Comes now Shannon D. McCoy in Pro-Se and puts
in the above entitled cause as plaintiffs address
has changed. Plaintiffs new address is Shannon
David McCoy #139747 NICT 236 Radar Rd.
Cottonwood, ID. 83522

RECEIVED

APR 12 2021

Elko County Clerk

IN THE FOURTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

Shannon David McCay
plaintiff

vs

Reply to Motion To
Dismiss For Failure
To Effect service of
Process

Aitor Norwaiza, Sheriff
Michael Silva, Lieutenant
Joshua Oldham, sergeant
Bobby Adkins, sergeant
Melanie Edmond, sergeant
Richie Jaspode, deputy
Jordan Grebner, deputy
Doug Holladay, deputy
ELKO COUNTY SHERIFF, and Steve Satterthwaite, sergeant

defendants

2021 MAY 18 PM 4:46
CLERK OF DISTRICT COURT
DEPUTY

Comes now, plaintiff Shannon David McCay in
pro-se and Replies to defendants Motion to
dismiss for failure to effect service of process.
Defendants motion is most based on law and
motions and pleadings already on file.

Memorandum of Points & Authorities

1.) Defendants Attorney Brent J. Ryman is basing there motion on fallacious information. Where as this fallacious information is a 12 yr Old case Mr. Ryman settled out of Court for money and in return plaintiff signed a agreement. Now Mr. Ryman has broke that agreement and has deceived this honorable Court by lying under penalty of perjury. This is a Crime.

Defendants attorney seems to be preparing these motions with out reviewing any motion already filed. Plaintiffs claim has not even been based off of lack of sufficient paper. And if defendants attorney took time to read motion already filed, maybe they would have some merit and not waste this Court time along with plaintiffs.

Legal Argument

Plaintiff asserts that in default Judgment it clearly describes the refusal of Richie Laspadie putting summons back in to Hoxagestewa, Allen cell after he was served personally. And Richie Laspadie called Michael Wilva-Lifutewant on the 13th of November and told them not to touch summons. Thus plaintiff for 2 week tried. Even

have daily log which was filed in this case. It seems that defendants feel that there refusal to except summons make it easier to break the law with no repercussions.

Under Rule 4(2)(b). Issuance: plaintiff must present a summons to the Clerk for issuance under signature and seal. If a summons is properly presented the Clerk must issue service on the defendants. Server tried to serve personally but was refused by officers of the law so on service of summons had a box to check for left of entity of Employment. This summons was approved by the Court.

NRCP Rule 4(c)(4) Cumulative service methods
The methods of service provided in Rules 4.2, 4.3 and 4.4 are Cumulative and may be Utilized with, after or independently of any other methods of service.

The Due process Clause of New Article 15B requires that a party exercise due diligence in notifying a defendant of a pending action, technical compliance with the requirements of NRCP 4 may fall short of the due process requirement where other reasonable methods exist for locating

the whereabouts of a defendant, plaintiff should exercise those methods. *Maioia v. State* 120 Nev. 671 at 675, 99 P.3d 727 (2004); *Scarbo v. Dist. Ct.* 125 Nev. 118 at 124, 206 P.3d 975 (2009); *Rice v. Dunn* 106 Nev. 100 787 P.2d 785 (1990)

Conclusion

Defendants and there Attorney seem to put frivolous motions in to this honorable Court wasting the Courts valuable time along with plaintiffs time. It seem that Defendants attorney fabricates his motions with lies or with out facts Just to gain some extra time Based on Defendant mot motion and being in Default Judgement because of there misconduct in excepting service of summons Therefore this court should deny said motion Based on all proceeding already on file and Defendant inadequate motion.

Dated this 3rd day of May, 2021

Shannon David McIny # 139747
236 Radar Rd
Cottonwood Idaho 83522

RECEIVED

MAY 07 2021

Elko County Clerk

Certificate of Service

Pursuant to NRCP 5(b), I certify that I am a pro-se litigator, Shannon David McCoy and that on this date I caused to be served a true and correct copy of the attached documents by U.S. Mail addressed to the following,

Brent L. Ryman, Esq. (Bar No 8648)
99 West Arroyo Street
Reno NV. 89509

District Court Clerk
550 Court Street 3rd floor
Elko NV. 89801

Reply to Motion to Dismiss for failure to effect
service of process on Case No. DC-CV-20-83,
DC-CV-20-103 and DC-CV-20-115

1 Copy of each to Brent L. Ryman
2 Copies of each to District Court Clerk

Dated this 3rd day of May, 2021

Shannon D. McCoy #139747
236 Radar Rd
Cottonwood Id. 83522

RECEIVED

MAY 07 2021

Elko County Clerk

Certificate of Service

Pursuant to WRCP 5(b), I certify that I am a pro-se litigator, Shannon David McCoy and that on this date I caused to be served a true and correct copy of the attached documents by U.S. Mail addressed to the following:

Brent L. Ryman, Esq. (Bar No 8648)
79 West Arroyo Street
Reno NV. 89509

District Court Clerk
550 Court Street 3rd floor
Elko NV. 89801

Reply to Motion to Dismiss for failure to effect
service of process on Case No. DC-CV-20-83,
DC-CV-20-103 and DC-CV-20-115

1 Copy of each to Brent L. Ryman
2 Copies of each to District Court Clerk

Dated this 3rd day of May, 2021

Shannon D. McCoy #139747
236 Radar Rd
Cottonwood Id. 83522

DEPT NO: 1

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,
plaintiff

v.

Aiton Narvariza, Sheriff
Michael Silva, Lieutenant
Bobby Atkins, Sergeant
John Oldham, Sergeant
Melanie Edmond, Sergeant
Richie Jaspard, Deputy
Steve Battenhorst, Sergeant
Jordan Grebene, Deputy
Doug Holladay, Deputy
John Doe Hatch, Deputy
E. Garzalet, Deputy
Medallus Medical

Cotton Doe, Nurse

Bailey Doe, Nurse

Rochet Vachanathane, Director

John Doe, Doctor

Jane Doe, Doctor and ELKO COUNTY JAIL,
Defendants.

Ex - Parte
Motion

CLERK _____ DEPUTY _____

ELKO CO DISTRICT COURT

2021 MAY 18 PM 4:46

FILED

Comes now Shannon David McCoy in Pro-Se
in the Above Entitled Cause with attachment
(Exhibits) and pleading and motions already
on file.

Comes now Shannon David McLoey in Pro-Se in Case # PC-CV-20-115 in Ex-parte and ask this honorable Court to fix the Case Summary and explain why Plaintiff's documents are being sent to the wrong address. Plaintiff can not properly represent his case when Motions and documents are not sent to the proper address. Case Summary, in Questions, on 3/15/2021 Note of address change. On 3/26/2021 Letter from Mr. McLoey to Judge Hill, "Copy mailed back to Mr. McLoey P.O. Box 206, Twin Falls ID 83301 same thing on 3/26/2021 for Default Judgement and verification Under penalty of Perjury. All this was sent to the wrong address even though there was record of other (correct address) in file. Also filed Default Judgement on 1-3-21 and was not put in DCI until 3/26/21 this is almost 3 month.

On Case No. PC-CV-20-83 the Case Summary seems right.

On Case No PC-CV-20-103 the Case Summary does not make sense. As Defendants put in Motion to dismiss for Special Service on other Two cases but not on this case which makes no sense as on case No PC-CV-20-115 there in

Default Judgement. If you look at the Exhibits I'm not being able to get Nevada Case law and is hendering my ability to properly represent myself this is a constitutional Violation.

I'm currently in a Prison treatment program trying to Get help so I can be a good father and the hurdles I have to take just to properly represent myself is not just according to the Constitution, I have been denied Copies, Nevada law and my mail not being forwarded along with case summary sheet that can't make since. I can't answer motions I don't get or that are sent to wrong address.

Conclusion

I pray this Court will send me all documents that where sent to wrong address and maybe put the Case on hold for 4 months as my treatment will be over.

James MC
Pro-Se 4/30/21

EXHIBIT 1

Resource Center Response

AH4

Date: 3/29/2021

IDOC: 139747 Last Name McCOY

First Name SHANNON

Unit: 15

Your request could not be fulfilled or is denied as indicated below:

Request for Nevada resources denied. The Resource Center does not provide resources for other states.

EXHIBIT 2

Case Nos. DC-CV-20-83;
DC-CV-20-103;
DC-CV-20-115

FILED

2021 MAY 20 PM 2:57

Dept. No. 1

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,

**ORDER DENYING EX PARTE
MOTIONS**

Plaintiff,

V.

AITOR NARVAIZA, SHERIFF, ET AL

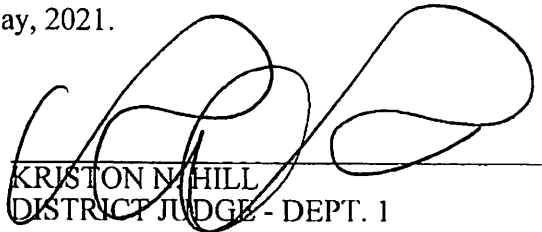
Defendant.

Before this Court are three separate complaints filed by Shannon David McCoy (hereinafter "Plaintiff") on October 5, 2020 (DC-CV-20-83), November 10, 2020 (DC-CV-20-115), and December 16, 2020 (DC-CV-20-103). Plaintiff has filed three identical ex parte motions in each of his three cases asking for copies of all filings which were not sent to his correct mailing addresses, of which there have been several; that his court dockets be "fixed;" and/or that his case be held in abeyance for 4 months or so, by which time he believes he will have been released from custody in Idaho. Except as otherwise specifically laid out in statute, ex parte motions are generally discouraged, and are to be used primarily for emergency relief. 4JDCR 11(1). Plaintiff has not demonstrated any errors in his dockets or grounds to stay his cases for 4 months' time. It is also unclear which filings Plaintiff believes were mailed to incorrect mailing addresses, as all mailing addresses were received from Plaintiff himself.

THEREFORE, IT IS HEREBY ORDERED that all three of Plaintiff's ex parte motions are DENIED.

1 **IT IS FURTHER ORDERED**, however, that the Elko County Clerk's Office shall provide
2 Plaintiff with full and complete copies of each of his three case files (DC-CV-20-83, DC-CV-20-
3 103, and DC-CV-20-115) to his current address at the North Idaho Correctional Institution.

4 **IT IS SO ORDERED** this 19th day of May, 2021.

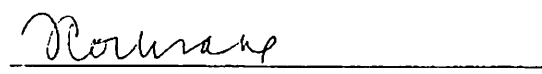
5
6 
7 KRISTON M. HILL
DISTRICT JUDGE - DEPT. 1

8 **CERTIFICATE OF MAILING**

9 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
10 Court, Department 1, and that on this 20th day of May, 2021, I deposited for mailing in the
11 U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER DENYING EX**
12 **PARTE MOTIONS** addressed to:

13 Shannon D. McCoy #139747
14 North Idaho Correctional Institution
236 Radar Road
Cottonwood, ID 83522

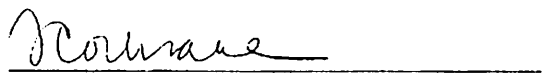
Brent L. Ryman
Erickson, Thorpe & Swainston, Ltd.
99 West Arroyo Street
Reno, NV 89509

15
16
17 

18 **CERTIFICATE OF HAND DELIVERY**

19 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
20 Court, Department 1, and that on this 20th day of May, 2021, I personally delivered a file-
21 stamped copy of the foregoing **ORDER DENYING EX PARTE MOTIONS** to:

22 Tyler J. Ingram, Esq.
23 Elko County District Attorney
540 Court Street, 2nd Floor
24 Elko, NV 89801
[Box in Clerk's Office]

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Case Nos. DC-CV-20-83;
DC-CV-20-103;
DC-CV-20-115

FILED

2021 MAY 20 PM 2:57

Dept. No. 1

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,

Plaintiff,

V.

AITOR NARVAIZA, SHERIFF, ET AL

Defendant.

**ORDER GRANTING MOTIONS
TO DISMISS AND DENYING
MOTIONS FOR EXTENSION OF
TIME AND FOR DEFAULT
JUDGMENT**

Before this Court are three separate complaints filed by Shannon David McCoy (hereinafter "Plaintiff") on October 5, 2020 (DC-CV-20-83), November 10, 2020 (DC-CV-20-115), and December 16, 2020 (DC-CV-20-103). Pursuant to NRCP 4(e)(1), Plaintiff must properly serve summonses on Defendants within 120 days of filing each complaint, unless granted an extension by this Court. Plaintiff moved for, and was granted, two extensions of time to execute service on Defendants in DC-CV-20-83. His extensions in that case ended on March 9, 2021. Plaintiff did not timely move for extensions in his other two cases; his time to execute service thus ended on March 10, 2021, (DC-CV-20-115) and April 15, 2021 (DC-CV-20-103).

Defendants, by special appearance, filed identical motions to dismiss in all three of Plaintiff's open cases on April 5, 2021. Defendants then filed notices of re-service on Plaintiff at his correct address on May 7, 2021. On April 27, 2021, Plaintiff filed motions for extension of time in all three cases. On May 10, 2021, Plaintiff filed a motion for default judgment in DC-CV-20-103 only. For the reasons stated below, Plaintiff's motions are DENIED and Defendants' motions are GRANTED.

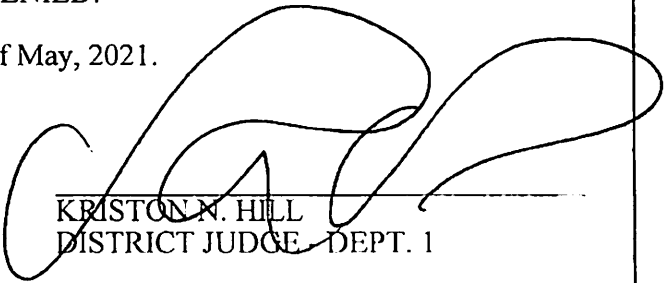
1 Service on a political subdivision of the State of Nevada, such as Elko County, must be
2 accomplished via personal service on the presiding officer of the governing body of the political
3 subdivision, or on an agent designated by the presiding officer to receive service. NRCP 4.2(d)(3).
4 Service on public officers and employees of any political subdivision of the State, sued in their
5 official capacity, must be accomplished via personal service , or via service on an agent designated
6 by those officers or employees. NRCP 4.2(d)(4). Plaintiff appears to have mailed copies of the
7 summonses and complaints for each of his three files to all Defendants; his service is therefore
8 defective.

9 Although Plaintiff has moved the Court for extensions of time to serve Defendants in all
10 three cases, he has not shown good cause for why these motions were not timely filed. NRCP
11 4(e)(4). As Plaintiff has failed to show good cause for his untimely filing, the Court cannot address
12 whether there is good cause to extend the service period now. *Id.*

13 Further, although Plaintiff has timely responded to Defendants' motions to dismiss, Plaintiff
14 agrees that he made service on Defendants via mail, and not via personal service, as the Nevada
15 Rules of Civil Procedure require. Plaintiff instead argues that failure to make proof of service does
16 not affect the validity of that service, which is true; however, the issue in this case is not that Plaintiff
17 forgot to file a certificate of service after validly serving Defendants, but rather, that the service he
18 did make on Defendants was never valid. As Plaintiff has not validly served Defendants within his
19 time limit for service, nor timely moved to extend the time for service, the Court must dismiss these
20 actions without prejudice. NRCP 4(e)(2).

21 **THEREFORE, IT IS HEREBY ORDERED** that all three of Plaintiff's open cases (DC-
22 CV-20-83, DC-CV-20-103, and DC-CV-20-115) are DISMISSED. Plaintiff's motions for extensions
23 of time and for default judgment are therefore DENIED.

24 **IT IS SO ORDERED** this 19th day of May, 2021.

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KRISTON N. HILL
DISTRICT JUDGE - DEPT. 1

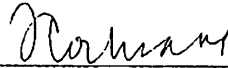
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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of May, 2021, I deposited for mailing in the U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER GRANTING MOTIONS TO DISMISS AND DENYING MOTIONS FOR EXTENSION OF TIME AND FOR DEFAULT JUDGMENT** addressed to:

Shannon D. McCoy #139747
North Idaho Correctional Institution
236 Radar Road
Cottonwood, ID 83522

Brent L. Ryman
Erickson, Thorpe & Swainston, Ltd.
99 West Arroyo Street
Reno, NV 89509



CERTIFICATE OF HAND DELIVERY

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of May, 2021, I personally delivered a file-stamped copy of the foregoing **ORDER GRANTING MOTIONS TO DISMISS AND DENYING MOTIONS FOR EXTENSION OF TIME AND FOR DEFAULT JUDGMENT** to:

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]



1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

FILED

2021 JUN -1 AM 11:03

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY mm

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10 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11 IN AND FOR THE COUNTY OF ELKO

12 SHANNON DAVID McCOY,

13 Plaintiff,

14 vs.

NOTICE OF ENTRY OF ORDER

15 AITOR NARVAIZA, Sheriff; MICHAEL
16 SILVA, Lieutenant; JOHN OLDHAM,
17 Sergeant; BOBBY ADKINS, Sergeant;
18 MELONIE EDGMOND, Sergeant; RICHIE
LESPADE, Deputy; JORDAN GREENE,
19 Deputy; DOUG HOLLADAY, Deputy; ELKO
COUNTY JAIL; STEVE SATTERTHAITE,

20 Defendants.

21 COME NOW, Defendants COUNTY OF ELKO, a political subdivision of the State of
22 Nevada, by and through its attorneys, ERICKSON, THORPE & SWAINSTON, LTD., and
23 BRENT L. RYMAN, ESQ., and hereby notices all parties and Pro Per Plaintiff that the
24 Honorable Kriston N. Hill entered an ***Order Granting Motions to Dismiss and Denying***
25 ***Motions for Extension of Time and for Default Judgment*** on May 20, 2021. See a copy
26 of the Order attached hereto as Exhibit 1.

27 Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding
28 document does not contain the personal information of any person as defined in

1 NRS 603A.040.

2 DATED this 24th day of May, 2021.

3 ERICKSON, THORPE & SWAINSTON, LTD.

4 

5

Brent L. Ryman, Esq. (Bar No. 8648)
6 99 West Arroyo Street
7 Reno, Nevada 89509
8 Telephone: (775) 786-3930
9 *Attorneys for Elko County Defendants*

EXHIBIT “1”

EXHIBIT “1”

Case Nos. DC-CV-20-83;
DC-CV-20-103;
DC-CV-20-115

Dept. No. 1

FILED
MAY 20 PM 2:58
ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 18

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,

Plaintiff,

V.

AITOR NARVAIZA, SHERIFF, ET AL

Defendant.

**ORDER GRANTING MOTIONS
TO DISMISS AND DENYING
MOTIONS FOR EXTENSION OF
TIME AND FOR DEFAULT
JUDGMENT**

Before this Court are three separate complaints filed by Shannon David McCoy (hereinafter "Plaintiff") on October 5, 2020 (DC-CV-20-83), November 10, 2020 (DC-CV-20-115), and December 16, 2020 (DC-CV-20-103). Pursuant to NRCP 4(e)(1), Plaintiff must properly serve summonses on Defendants within 120 days of filing each complaint, unless granted an extension by this Court. Plaintiff moved for, and was granted, two extensions of time to execute service on Defendants in DC-CV-20-83. His extensions in that case ended on March 9, 2021. Plaintiff did not timely move for extensions in his other two cases; his time to execute service thus ended on March 10, 2021, (DC-CV-20-115) and April 15, 2021 (DC-CV-20-103).

Defendants, by special appearance, filed identical motions to dismiss in all three of Plaintiff's open cases on April 5, 2021; Defendants then filed notices of re-service on Plaintiff at his correct address on May 7, 2021. On April 27, 2021, Plaintiff filed motions for extension of time in all three cases. On May 10, 2021, Plaintiff filed a motion for default judgment in DC-CV-20-103 only. For the reasons stated below, Plaintiff's motions are DENIED and Defendants' motions are GRANTED.

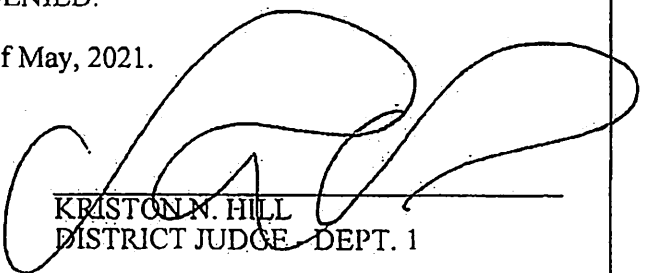
1 Service on a political subdivision of the State of Nevada, such as Elko County, must be
2 accomplished via personal service on the presiding officer of the governing body of the political
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4 Service on public officers and employees of any political subdivision of the State, sued in their
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6 by those officers or employees. NRCP 4.2(d)(4). Plaintiff appears to have mailed copies of the
7 summonses and complaints for each of his three files to all Defendants; his service is therefore
8 defective.

9 Although Plaintiff has moved the Court for extensions of time to serve Defendants in all
10 three cases, he has not shown good cause for why these motions were not timely filed. NRCP
11 4(e)(4). As Plaintiff has failed to show good cause for his untimely filing, the Court cannot address
12 whether there is good cause to extend the service period now. *Id.*

13 Further, although Plaintiff has timely responded to Defendants' motions to dismiss, Plaintiff
14 agrees that he made service on Defendants via mail, and not via personal service, as the Nevada
15 Rules of Civil Procedure require. Plaintiff instead argues that failure to make proof of service does
16 not affect the validity of that service, which is true; however, the issue in this case is not that Plaintiff
17 forgot to file a certificate of service after validly serving Defendants, but rather, that the service he
18 did make on Defendants was never valid. As Plaintiff has not validly served Defendants within his
19 time limit for service, nor timely moved to extend the time for service, the Court must dismiss these
20 actions without prejudice. NRCP 4(e)(2).

21 **THEREFORE, IT IS HEREBY ORDERED** that all three of Plaintiff's open cases (DC-
22 CV-20-83, DC-CV-20-103, and DC-CV-20-115) are DISMISSED. Plaintiff's motions for extensions
23 of time and for default judgment are therefore DENIED.

24 IT IS SO ORDERED this 19th day of May, 2021.

25
26 
KRISTON N. HILL
DISTRICT JUDGE DEPT. 1

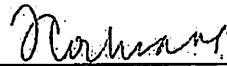
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CERTIFICATE OF MAILING

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of May, 2021, I deposited for mailing in the U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER GRANTING MOTIONS TO DISMISS AND DENYING MOTIONS FOR EXTENSION OF TIME AND FOR DEFAULT JUDGMENT** addressed to:

Shannon D. McCoy #139747
North Idaho Correctional Institution
236 Radar Road
Cottonwood, ID 83522

Brent L. Ryman
Erickson, Thorpe & Swainston, Ltd.
99 West Arroyo Street
Reno, NV 89509



CERTIFICATE OF HAND DELIVERY

Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District Court, Department 1, and that on this 20th day of May, 2021, I personally delivered a file-stamped copy of the foregoing **ORDER GRANTING MOTIONS TO DISMISS AND DENYING MOTIONS FOR EXTENSION OF TIME AND FOR DEFAULT JUDGMENT** to:

Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
Elko, NV 89801
[Box in Clerk's Office]



CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE & SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the attached document by:

- ☒ U.S. Mail
☐ Facsimile Transmission
☐ Personal Service
☐ Messenger Service

addressed to the following:

Shannon David McCoy (#139747)
NORTH IDAHO CORRECTIONAL INSTITUTION
236 Radar Road
Cottonwood, ID 83522
Pro Per Plaintiff

DATED this 24th day of May, 2021.

Louise M. Ligouri
Louise M. Ligouri

1 CASE NO. : DC-CV-20-115

2 DEPT NO. : 2

3 *The undersigned hereby affirms that*
4 *this document does not contain the*
5 *social security number of any person*

6 Brent M.

FILED

2021 JUN -1 AM 11:03

ELKO CO DISTRICT COURT

CLERK _____ DEPUTY WM

10 IN THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11 IN AND FOR THE COUNTY OF ELKO

12 SHANNON DAVID McCOY,

13 Plaintiff,

14 vs.

NOTICE OF ENTRY OF ORDER

15 AITOR NARVAIZA, Sheriff; MICHAEL
16 SILVA, Lieutenant; JOHN OLDHAM,
17 Sergeant; BOBBY ADKINS, Sergeant;
18 MELONIE EDGMOND, Sergeant; RICHIE
19 LESPADÉ, Deputy; JORDAN GREENE,
20 Deputy; DOUG HOLLADAY, Deputy; ELKO
COUNTY JAIL; STEVE SATTERTHAITE,

Defendants.

21 COME NOW, Defendants COUNTY OF ELKO, a political subdivision of the State of
22 Nevada, by and through its attorneys, ERICKSON, THORPE & SWAINSTON, LTD., and
23 BRENT L. RYMAN, ESQ., and hereby notices all parties and Pro Per Plaintiff that the
24 Honorable Kriston N. Hill entered an ***Order Denying Ex Parte Motions*** on May 20, 2021.
25 See a copy of the Order attached hereto as Exhibit 1.

26 Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding

27 ///

28 ///

1 document does not contain the personal information of any person as defined in
2 NRS 603A.040.

3 DATED this 24th day of May, 2021.

4 ERICKSON, THORPE & SWAINSTON, LTD.

5 

6 Brent L. Ryman, Esq. (Bar No. 8648)
7 99 West Arroyo Street
8 Reno, Nevada 89509
9 Telephone: (775) 786-3930
10 *Attorneys for Elko County Defendants*

EXHIBIT “1”

EXHIBIT “1”

Case Nos. DC-CV-20-83;
DC-CV-20-103;
DC-CV-20-115

Dept. No. 1

FILED
2021 MAY 20 PM 2:57
ELKO CO DISTRICT COURT

CLERK _____ DEPUTY 

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,

Plaintiff,

V.

AITOR NARVAIZA, SHERIFF, ET AL

Defendant.

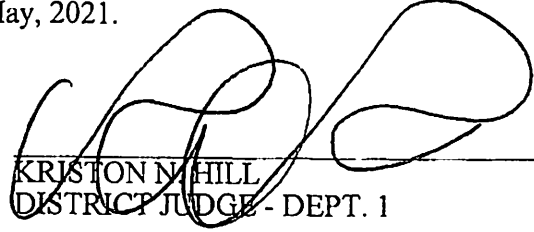
**ORDER DENYING EX PARTE
MOTIONS**

Before this Court are three separate complaints filed by Shannon David McCoy (hereinafter "Plaintiff") on October 5, 2020 (DC-CV-20-83), November 10, 2020 (DC-CV-20-115), and December 16, 2020 (DC-CV-20-103). Plaintiff has filed three identical ex parte motions in each of his three cases asking for copies of all filings which were not sent to his correct mailing addresses, of which there have been several; that his court dockets be "fixed;" and/or that his case be held in abeyance for 4 months or so, by which time he believes he will have been released from custody in Idaho. Except as otherwise specifically laid out in statute, ex parte motions are generally discouraged, and are to be used primarily for emergency relief. 4JDCR 11(1). Plaintiff has not demonstrated any errors in his dockets or grounds to stay his cases for 4 months' time. It is also unclear which filings Plaintiff believes were mailed to incorrect mailing addresses, as all mailing addresses were received from Plaintiff himself.

THEREFORE, IT IS HEREBY ORDERED that all three of Plaintiff's ex parte motions are DENIED.

1 **IT IS FURTHER ORDERED**, however, that the Elko County Clerk's Office shall provide
2 Plaintiff with full and complete copies of each of his three case files (DC-CV-20-83, DC-CV-20-
3 103, and DC-CV-20-115) to his current address at the North Idaho Correctional Institution.

4 **IT IS SO ORDERED** this 19th day of May, 2021.

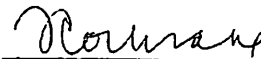
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6 
7 KRISTON M. HILL
DISTRICT JUDGE - DEPT. 1

8 CERTIFICATE OF MAILING

9 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
10 Court, Department 1, and that on this 20th day of May, 2021, I deposited for mailing in the
11 U.S. mail at Elko, Nevada, postage prepaid, a copy of the foregoing **ORDER DENYING EX**
12 **PARTE MOTIONS** addressed to:

13 Shannon D. McCoy #139747
14 North Idaho Correctional Institution
236 Radar Road
15 Cottonwood, ID 83522

Brent L. Ryman
Erickson, Thorpe & Swainston, Ltd.
99 West Arroyo Street
16 Reno, NV 89509

17 
18

19 CERTIFICATE OF HAND DELIVERY

20 Pursuant to NRCP 5(b), I certify that I am an employee of the Fourth Judicial District
21 Court, Department 1, and that on this 20th day of May, 2021, I personally delivered a file-
22 stamped copy of the foregoing **ORDER DENYING EX PARTE MOTIONS** to:

23 Tyler J. Ingram, Esq.
Elko County District Attorney
540 Court Street, 2nd Floor
24 Elko, NV 89801
[Box in Clerk's Office]

25 
26

CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I certify that I am an employee of ERICKSON, THORPE & SWAINSTON, LTD. and that on this day I caused to be served a true and correct copy of the attached document by:

- ☒ U.S. Mail
☐ Facsimile Transmission
☐ Personal Service
☐ Messenger Service

addressed to the following:

Shannon David McCoy (#139747)
NORTH IDAHO CORRECTIONAL INSTITUTION
236 Radar Road
Cottonwood, ID 83522
Pro Per Plaintiff

DATED this 24th day of May, 2021.

Louise M. Ligouri
Louise M. Ligouri

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO

SHANNON DAVID MCCOY,
Plaintiff

v.

Airta Donabiza, Sheriff
Michael Silver, Lieutenant
John Oldham, sergeant
Bobby Atkins, sergeant
Richie Tespade, deputy
Jordan Grebenc, deputy
ELKO COUNTY JAIL
Steve Satterthwaite, sergeant
Defendants

NOTICE OF
APPEAL

Comes now plaintiff Shannon D. McCoy in Pro-Se
and hereby gives notice to Defendant Attorney
Brent Ryman and to this Honorable Court.
Plaintiff's Motion for Notice of Appeal to the
Nevada Supreme Court. Based on all Motions
and pleadings filed in this Honorable Court.

Comes now plaintiff Shannon D. McCoy and asserts the right to appeal, This appeal is based off of Order Granting Motions to dismiss and denying motions for extension of time and for default Judgement (Filed on 2021 May 20 at 2:58 pm); Order Denying Ex Parte Motions (Filed on 2021 May 20 Pm 2:57); And Summons the Court appears against all defendant on 11/10/2020 and Summons Returned on 12/16/2020 to all defendant. Then the Motion for default Judgement which was mailed on 1/3/21 and was put in Summary until 3/26/21.

Plaintiff Prays this Honorable Court will get transcripts and Document in order to send to the Nevada Supreme Court for Plaintiff Appeal

Dated this 8th day of June, 2021

Shannon D. McCoy

Shannon D. McCoy #139747
236 Rocker Rd
Cottonwood ID. 83522

Verification Under Penalty of Perjury

I do hereby under penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge and is made without the benefit of a notary pursuant to NRS 208.165 and USC § 28 USC 1746 as I'm incarcerated.

Dated this 8th day of June 2021
~~Shannon D. McLean~~ #139747
236 Radar Rd
Cottonwood Id. 83522

Pursuant to WRCP 5(b) I certify that I am Shannon D. McLean in pre-se and that on this day I caused to be served a true and correct copy of the attached documents by U.S. Mail (Notice of Appeal in Co # DC-CU-20-83, DC-CU-20-103 and DC-CU-20-115 to the following

District Court Clerk
450 Court St. 3rd Floor
Elko NV. 89801

Brent Ryman
77 W. Arroyo St.
Reno NV. 89509

Nevada State Court
201 S. Ca
Suite 201
Carson City

FILED

2021 JUN 11 PM 4:13

IN THE FOURTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO
CLERK DEPUTY

SHANNON DAVID MCCOY,
Plaintiff

v.

NOTICE OF
APPEAL

Aitor Donavira, Sheriff
Michael Silva, Lieutenant
John Oldham, sergeant
Bobby Adkins, sergeant
Richie Tespade, deputy
Jordan Grebenc, deputy
ELKO COUNTY JAIL
Steve Satterthwaite, sergeant
Defendants

Comes now plaintiff Shannon D. McCoy in Pro-Se
and hereby gives notice to Defendant Attorney
Brent Ryman and to this Honorable Court.
Plaintiff's Motion for Notice of Appeal to the
Nevada Supreme Court. Based on all Motions
and pleadings filed in this Honorable Court.

Comes now plaintiff Sharon D. McCay and asserts the right to appeal. This appeal is based off of Order Granting Motions to dismiss and denying motions for extension of time and for default Judgement (Filed on 2021 May 20 at 2:58 pm); Order Denying Ex Parte Motions (Filed on 2021 May 20 Pm 2:57); And Summons the Court approve against all defendant on 11/10/2020 and Summons Returned on 12/16/2020 to all defendant. Then the Motion for default Judgement which was mailed on 1/3/21 and not put in Summary until 3/26/21.

Plaintiff Prays this Honorable Court will get transcripts and document in order to send to the Nevada Supreme Court for Plaintiff Appeal

Dated this 8th day of June, 2021

Sharon D. McCay
Sharon D. McCay #139747
236 Rocker Rd
Cottonwood Id. 83522

Verification Under Penalty of Perjury

I do hereby under penalty of perjury that the above affidavit is true and correct and is stated to the best of my knowledge and is made without the benefit of a notary pursuant to NRS 208.165 and USC § 28 USC 1746 as I'm incarcerated.

Dated this 8th day of June 2021

~~Shannon D. McE~~
Shannon D. McE #13974,
236 Radar Rd
Cottonwood ID. 83522

Pursuant to NRCP 5(b) I certify that I am Shannon D. McE in Pro-Se and that on this day I caused to be served a true and correct copy of the attached documents by U.S. Mail (Notice of Appeal in Case # DC-CU-20-83, DC-CU-20-103 and DC-CU-20-115 to the following

District Court Clerk	Brent Rymann	Nevada Supreme
550 Court St. 3 rd Floor	99 W. Arago St.	Court
EIKD NV. 89801	Rebo NV. 89509	201 S. Carson;
		Suite 201
		Carson City NV. 89-

RECEIVED

JUN 10 2021

Elko County Clerk

Case Summary

DC-CV-20-115 - MCCOY, SHANNON D VS. NARVAIZA, AITOR - ELKO COUNTY SHERIFF ET AL

Court: DC-CV-20-115

Agency: Elko County Clerk's Office

Type: Civil

CaseID: 20-74248

Status: Closed

Received Date: 11/5/2020

Status Date: 5/20/2021

Age: 298 days Active Age: 298 days

Involvements

HILL, KRISTON Judge -
PORTER, NANCY Judge, Inactive -
MCCOY, SHANNON Plaintiff -
ADKINS, BOBBY Defendant -
EDGMOND, MELONIE Defendant -
ELKO COUNTY JAIL Defendant -
GREBENE, JORDAN Defendant -
HOLLADAY, DOUG Defendant -
LESPADE, RICHIE Defendant -
NARVAIZA, AITOR - ELKO COUNTY SHERIFF Defendant -
OLDHAM, JOSHUA Defendant -
SATTERTHWAITE, STEVE Defendant -
SILVA MICHAEL Defendant -

Name Attributes

For: SGT MELONIE EDGMOND
Name Record Source - Name Record Converted
from JALAN - District Attorney
For: ELKO COUNTY JAIL
Name Record Source - Name Record Converted
from JALAN - Court
For: RICHIE DEPUTY LESPADE
Name Record Source - Name Record Converted
from JALAN - Public Defender
For: SHANNON DAVID MCCOY
Name Record Source - Name Record Converted
from JALAN - Court
Occupation: UNEMPLOYED
Place of Birth: SUPERIOR, MT
For: NARVAIZA, AITOR - ELKO COUNTY SHERIFF
Name Record Source - Name Record Converted
from JALAN - Court
For: SGT JOSHUA OLDHAM
Name Record Source - Name Record Converted
from JALAN - District Attorney
Title: COURT SECURITY DEPUTY

Issues

1. CVC09 - Tort - Negligence: Other [DC] Occurred: 11/10/2020
Tort - Negligence: Other [DC]

Case History

Date

Event Type Desc

Status

Case Summary

Awaiting Charging Decision - Case Status

Case Status Change

Pending - Case Status

COMPLAINT FILED

Closed - Case Status

ORD DISMISSING PRETRIAL MOT, WRITS OF HABEAS CORPUS, & COMPLAINTS FILED

Pending - Case Status

Case Status Date Change

Pending - Case Status

Case Status Change

Closed - Case Status

ORDER GRANTING MOTION TO DISMISS AND DENYING MOTION FOR EXTENSION TIME AND FOR
DEFAULT JUDGMENT FILED

11/5/2020 SUBMISSION OF MOTION TO PROCEED AS
INDIGENT PERSON - Document

SENT TO DC1 ASKING IF IT SHOULD BE FILED.

11/5/2020 SUBMISSION OF COMPLAINT - Document

SENT TO DC1 ASKING IF IT SHOULD BE FILED.

11/10/2020 SUBMISSION OF INMATE MAIL - Document

SENT TO DC1 ASKING IF IT SHOULD BE FILED. PLACED IN DC1 BOX @ 10:24 AM.

11/10/2020 NOTE FROM COURT DIRECTING CLERK TO
FILE DOCUMENTS - Document

11/10/2020 MOTION TO PROCEED AS INDIGENT
PERSON - Document

COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 COMPLAINT - Document

COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 MISC PLEADING - Document

KITE - COPY MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - AITOR NARVAIZA -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - LT MIKE SILVA -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT OLDHAM -
Document

MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER

11/10/2020 SUMMONS ISSUED - SGT EDGMOND -
Document

Case Summary

	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - RICHIE LESPADE - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - JORDAN GREBENE - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - DOUG HOLLADAY - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - ELKO COUNTY JAIL - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - SGT SATTERTHWAITE - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/10/2020	SUMMONS ISSUED - SGT ADKINS - Document
	MAILED TO SHANNON MCCOY C/O ELKO COUNTY DETENTION CENTER
11/17/2020	SUBMISSION OF LETTER FROM SHANNON MCCOY - Document
	RECEIVED LETTER FROM SHANNON MCCOY - SENT IT TO DC1 ASKING IF IT SHOULD BE FILED. FILE CHK'D OUT, PLACED IN DC1 BOX @ 9:44 AM
11/19/2020	INMATE MAIL RECEIVED - Document
	LETTER REGARDING SERVICE OF THE SUMMONSES RECEIVED IN MAIL FROM PLAINTIFF (DATE STAMPED RECEIVED 11/19/2020) AND PLACED IN DC1 P/U BOX @12:49 ASKING IF DOCUMENT SHOULD BE FILE STAMPED. NO COPIES PROVIDED.
11/19/2020	INMATE MAIL RECEIVED 11.19.2020, 10 SUMMONS TO BE FILED - Document
	10 SERVED SUMMONSES RECEIVED IN MAIL FROM PLAINTIFF (DATE STAMPED RECEIVED 11/19/2020) AND PLACED IN DC1 P/U BOX @12:49 ASKING IF THEY SHOULD BE FILE STAMPED. NO COPIES PROVIDED.
11/30/2020	INMATE MAIL RECIEVED 11.30.20 - Document
	SENT TO JUDGE 11.30.20 ASKING IF WANTS TO BE FILED
12/2/2020	LETTER FROM SHANNON MCCOY WANTING CASE SUMMARY SHEETS - Document
	MAILED THEM TO HIM
12/15/2020	ORDER DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS, AND COMPLAINTS - Document
	FILE CHECKED OUT PLACED IN DC1 P/U BOX
12/16/2020	NOTICE OF ENTRY OF ORDER - Document

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FILE CHECKED OUT PLACED IN DC1 P/U BOX

12/16/2020	LETTER FROM PLAINTIFF 12.16.20 - Document COPY MAILED TO PLAINTIFF AT PO BOX2028, ELKO, NV 89803
12/16/2020	LETTER FROM PLAINTIFF WITH DAILY LOGS - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (ELKO COUNTY JAIL) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (NARVAIZA) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (SATTERTHWAITE) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (OLDHAM) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (EDGMOND) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (HOLLADAY) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (GREBENC) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (LESPADE) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (ADKINS) - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	SUMMONS RETURNED (SILVA)- Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	LETTER FROM PLAINTIFF RE SERVICE OF SUMMONSES - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803
12/16/2020	LETTER FROM PLAINTIFF WITH ATTACHED GRIEVANCES - Document COPY MAILED TO PLAINTIFF AT PO BOX 2028, ELKO, NV 89803

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1/7/2021 INMATE MAIL RECEIVED 01.07.21 - Document
FORWARDED TO DC1 FOR FILING DETERMINATION

1/7/2021 AMENDED ORDER DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS AND COMPLAINTS - Document

1/7/2021 MAIL RETURN - Document

1/15/2021 SECOND AMENDED ORDER DISMISSING PRETRIAL MOTIONS, WRITS OF HABEAS CORPUS AND COMPLAINTS - Document
LEAVE CASE OPEN PER ORDER

1/20/2021 MAIL RETURNED 01.20.21 - Document
COPY OF AMENDED ORDER (FILED 01/07/21) ADDRESSED TO SHANNON MCCOY RETURNED UNDELIVERABLE - RETURN TO SENDER
FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX

2/12/2021 - Case Notes
EMAILED DOCKET TO SHANNON AT JBOND@CO.JEFFERSON.ID.US

2/19/2021 MOTION FOR SUMMARY JUDGMENT - Document
FILE CHK'D OUT, PLACED IN DC1 BOX @ 2:54 PM - COPY MAILED TO SHANNON MCCOY, 200 COURT HOUSE WAY, RIGBY ID 83442

2/19/2021 NOTE FROM COURT DIRECTING CLERK TO FILE DOCUMENT - Document

3/15/2021 NOTE OF ADDRESS CHANGE - Document
CHANGED MAILING ADDRESS TO:
C/O ROSITA MCCOY
505 COPPER #608
ELKO, NV 89801

3/26/2021 LETTER FROM MR. MCCOY TO JUDGE HILL - Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 DEFAULT JUDGMENT - Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 VERIFICATION UNDE PENALTY OF PERJURY - Document
PER DC1 STICKY NOTE TO FILED STAMP
A COPY MAILED BACK TO MR. MCCOY PO BOX 206, TWIN FALLS, ID 83301

3/26/2021 MAIL RETURNED FILED 3.26.21 - Document

Case Summary

MR. MCCOY'S COY OF AMENDED ORDER FILED 1/20/21 RET'D BY USPS NOT DELIVERABLE AS
ADRS'D UNABLE TO FORWARD
FILE CHECKED OUT PLACED IN DC1 P/U BOX

4/5/2021 RECEIVED INMATE MAIL FOR MOTION FOR
CHANGE OF ADDRESS 4.5.21 - Document
PLACED IN DC1 BOX

4/5/2021 MOTION FOR CHANGE OF ADDRESS -
Document
MAILED COPIES
ORIG PLACED IN DC1'S PICK UP BOX

4/5/2021 MOTION TO DISMISS FOR FAILURE TO
EFFECT SERVICE OF PROCESS (SPECIAL
APPEARANCE) - Document
FILE CHECKED OUT PLACED IN DC1 P/U BOX
MAILED A COPY BACK TO ERICKSON, THORPE & SWAINSTON ATTN: BRENT L. RYMAN, ESQ. PO
BOX 3559 RENO, NV 89505-3559

4/5/2021 RETURNED MAIL FOR SHANNON MCCOY -
Document
THEIR FILE STAMPED COPY OF VERIFICATION AND DEFAULT JUDGMENT.

4/12/2021 INMATE MAIL RECEIVED, LETTER DATED
04.08.21 - Document
PLEADING PLACED IN DC1 P/U BOX @ 12:35 WITH QUESTION, ASKING IF DC1 WOULD LIKE THIS
LETTER FILE-STAMPED.

4/12/2021 INMATE MAIL RECEIVED, MOTION OF
CHANGE OF ADDRESS - Document
PLEADING PLACED IN DC1 P/U BOX @ 12:35 WITH QUESTION, ASKING IF DC1 WOULD LIKE THIS
LETTER FILE-STAMPED.
2 COPIES PROVIDED

4/12/2021 CASE SUMMARY MAILED TO DEFENDANT
PER HIS REQUEST ON HIS LETTER
RECEIVED APRIL 12, 2021 - Document
MAILED TO SHANNON DAVID MCCOY #139747
N.I.C. 236 RADAR RD, COTTONWOOD, ID 83522

4/26/2021 INMATE MAIL RECIEVED 04.26.21 -
Document
SENT TO DC 1 WITH NOTE ASKING IF JUDGE WOULD LIKE IT FILED.

4/26/2021 INMATE MAIL RECEIVED - MOTION FOR
EXTENSION OF TIME - Document
FORWARDED TO DEPT1 FOR FILING DETERMINATION
FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX

4/27/2021 LETTER FROM PLAINTIFF RE CURRENT
ADDRESS 04.27.2021 - Document
FILED AT DIRECTION OF DEPT 1
COPY MAILED TO SHANNON MCCOY
FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX

4/27/2021 LETTER FROM PLAINTIFF RE SUMMONSES
04.27.2021 - Document

Case Summary

	FILED AT DIRECTION OF DEPT 1 COPY MAILED TO SHANNON MCCOY FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX	
4/27/2021	MOTION FOR AN EXTENSION OF TIME - Document	
	FILED AT DIRECTION OF DEPT 1 COPIES MAILED TO SHANNON MCCOY FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX	
4/27/2021	NOTE ADDED TO FILE - Case Notes	
	CLERK MAILED DEFENDANT'S MOTION TO DISMISS (FILED 4/5/2021) TO PLAINTIFF AT PLAINTIFF'S REQUEST	
5/7/2021	NOTICE OF RE-SERVICE OF MOTION TO DISMISS FOR FAILURE TO EFFECT SERVICE PROCESS - Document	
	COPY RETURNED TO ERICKSON, THORPE & SWAINSTON IN SASE FILE CHECKED OUT; PLACED IN DC1 PICKUP BOX	
5/7/2021	INMATE MAIL - Document	
	PLACED IN DC1'S P/U BOX	
5/10/2021	REQUEST FOR COPY OF MOTION FOR SUMMARY JUDGMENT - Document	
	COPY MAILED TO SHANNON MCCOY - 236 RADAR RD, COTTONWOOD ID 83522 - COPY OF MOTION FOR SUMMARY JUDGMENT ALSO MAILED TO HIM. FILE CHK'D OUT, PLACED IN DC1 BOX @ 11:10 AM	
5/14/2021	REPLY IN SUPPORT OF MOTIOM TO DISMISS FOR FAILURE TO EFFECT SERVICE OF PROCESS - Document	
	COPY MAILED TO RYMAN IN SASE	
5/14/2021	REQUEST FOR REVIEW - Document	Order Filed
	COPY MAILED TO RYMAN IN SASE PLACED IN DC1 P/U BOX (FILED AT DC1)	
5/18/2021	LETTER FROM SHANNON MCCOY - Document	
	MAILED COPY TO HIM AT NORTH IDAHO CORRECTIONAL INSITUTION - 236 RADAR ROAD, COTTONWOOD ID 83522- FILE CHK'D OUT, PLACED IN DC1 BOX @ 8:55 AM	
5/18/2021	MOTION FOR CHANGE OF ADDRESS (2) - Document	
	MAILED COPY TO HIM AT NORTH IDAHO CORRECTIONAL INSITUTION - 236 RADAR ROAD, COTTONWOOD ID 83522- FILE CHK'D OUT, PLACED IN DC1 BOX @ 8:55 AM	
5/18/2021	REPLY TO MOTION TO DISMISS FOR FAILURE TO EFFECT SERVICE OF PROCESS - Document	
	MAILED COPY TO HIM AT NORTH IDAHO CORRECTIONAL INSITUTION - 236 RADAR ROAD, COTTONWOOD ID 83522- FILE CHK'D OUT, PLACED IN DC1 BOX @ 8:55 AM	
5/18/2021	EX PARTE MOTION - Document	
	MAILED COPY TO HIM AT NORTH IDAHO CORRECTIONAL INSITUTION - 236 RADAR ROAD, COTTONWOOD ID 83522- FILE CHK'D OUT, PLACED IN DC1 BOX @ 8:55 AM	

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5/20/2021 ORDER DENYING EX PARTE MOTION - Document
ORIGINAL ORDER IN CASE DC-CV-20-83

5/20/2021 ORDER GRANTING MOTION TO DISMISS AND DENYING MOTION FOR EXTENSION TIME AND FOR DEFAULT JUDGMENT - Document
ORIGINAL ORDER IN CASE DC-CV-20-83

6/1/2021 NOTICE OF ENTRY OF ORDER - ORDER GRANTING MOTIONS TO DISMISS - Document
COPY MAILED TO ERICKSON THORPE SWAINSTON IN SASE

6/1/2021 NOTICE OF ENTRY OF ORDER - ORDER DENYING EX PARTE MOTIONS - Document
COPY MAILED TO ERICKSON THORPE SWAINSTON IN SASE

6/10/2021 INMATE MAIL RECEIVED, NOTICE OF APPEAL - Document
PLACED IN DC1'S PICK UP BOX WITH NOTE. AND ONE COPY

6/11/2021 NOTE ON FILE - Document
NOTE ASKING IF INMATE MAIL (NOTICE OF APPEAL) SHOULD BE FILED

6/11/2021 NOTICE OF APPEAL - Document

6/21/2021 NOTICE OF APPEAL 6.21 - Document
NOTICE OF APPEAL RECEIVED FROM THE SUPREME COURT. FILED PER DATE RECEIVED PER DIRECTION OF ELKO COUNTY CLERK'S OFFICE SUPERVISOR.

6/24/2021 CASE APPEAL STATEMENT - Document
SIGNED AND SEALED

6/24/2021 CLERK'S CERTIFICATION - Document
SIGNED AND SEALED. APPEAL FILED WITH THE SUPREME COURT

6/25/2021 CLERK'S CERTIFICATION 6.25 - Document

7/6/2021 RECEIPT OF DOCUMENTS - Document
SUPREME COURT

7/8/2021 RECEIPT FOR DOCUMENTS 7.6 - Document
SUPREME COURT

7/15/2021 COPY OF REPLY TO NOTICE OF POTENTIAL DISMISSAL FOR FAILURE TO PAY SUPREME COURT FILING FEE ('SUPREME COURT' CAPTION) - Document
FILED AT DIRECTION OF DEPT 1
COPY MAILED TO SHANNON MCCOY AT NIC14-21A, 236 RADAR RD, COTTONWOOD, ID 83522

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7/15/2021 LETTER FROM SHANNON MCCOY
07.15.2021 - Document
FILED AT DIRECTION OF DEPT 1
COPY MAILED TO SHANNON MCCOY AT NICI4-21A, 236 RADAR RD, COTTONWOOD, ID 83522

7/19/2021 ORDER 7.19 - Document
SUPREME COURT

7/22/2021 ORDER TO PROCEED IN FORMA PAUPERIS -
Document
COPY MAILED TO SHANNON MCCOY AT NICI 4-21A, 236 RADAR RD, COTTONWOOD, ID 83522

8/12/2021 ORDER DIRECTING TRANSMISSION OF
RECORD - Document
SUPREME COURT