

IN THE SUPREME COURT OF THE STATE OF NEVADA

DEVON RAY HOCKEMIER,
Appellant,

v.

RENEE BAKER, WARDEN LOVELOCK
CORRECTIONAL CENTER (LLC),
Respondent.

Electronically Filed
CASE NO. 83147
Nov 13 2021 11:03 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION TO TRANSMIT UNDER SEAL PRESENTENCE
INVESTIGATION REPORT**

The Appellant above-named, DEVON RAY HOCKEMIER, by and through his counsel of record, BENJAMIN C. GAUMOND, ESQ. of the BEN GAUMOND LAW FIRM, PLLC, hereby moves for an order directing the Fourth Judicial District Court Clerk to transmit the Presentence Investigation Report in case number CR-FP-14-0635 that is part of the record in case number CV-HC-17-267. Pursuant to NRS 176.156, NRAP 10, and NRAP 30, the document must not be made a part of any public record and therefore cannot be a part of any appendix or exhibits attached to a motion.

1 This Presentence Investigation Report was included in the
2 “Petitioner’s ‘Appendix of Exhibits.’” While that appendix is part of the
3 district court record, the Presentence Investigation Report is sealed in
4 the clerk’s file in case number CV-HC-17-267. That district court
5 appendix shall be included in the Joint Appendix on the instant appeal
6 with the Presentence Investigation Report redacted.
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9 For this Court to have a full record of what the district court judge
10 relied upon in denying the Petition for Writ of Habeas Corpus, it is
11 essential that this report be released.
12

13 DATED this 13th day of November, 2021.

14 BEN GAUMOND LAW FIRM, PLLC

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CERTIFICATE OF SERVICE

I, Benjamin C. Gaumond, certify that I am the owner of the Ben Gaumond Law Firm, PLLC and that on the 13th day of November, 2021, I served a copy of the foregoing MOTION TO TRANSMIT UNDER SEAL PRESENTENCE INVESTIGATION REPORT by:

- (a)electronically serving said document to the Clerk of the Supreme Court, the Office of the Elko County District Attorney, and the Office of the Nevada Attorney General; and
- (b)mailing, with postage prepaid, a copy of said document to Devon Ray Hockemier, NDOC # 1140743, Lovelock Correctional Center, 1200 Prison Road, Lovelock, NV 89149.



Benjamin C. Gaumond