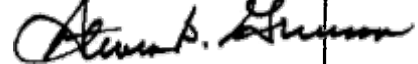


CLERK:

Please return me a filed/stamped copy of this "NOTICE OF APPEAL"

7/6/2021 2:31 PM
Steven D. Grierson
CLERK OF THE COURT



Alan Daniels # 63982

Petitioner, In Propria Personam

Post Office Box 208, S.D.C.C.

Indian Springs, Nevada 89018 89070-0208

Electronically Filed
Jul 12 2021 11:49 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE 8th JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CLARK

ALAN DANIELS,

Petitioner ~~Plaintiff~~,

vs.

DIRECTOR NEVADA DEPT
OF CORRECTIONS, et. al.,
Respondents ~~Defendant~~.

Case No. C156246

Dept. No. _____

Docket _____

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN, That the Petitioner/~~Defendant~~,
ALAN DANIELS #63982, in and through his proper person, hereby
appeals to the Supreme Court of Nevada from the ~~ORDER denying and/or~~
~~dismissing the~~ ORAL ORDER dismissing Petitioner's
"NRS 34.320 Petition For Writ Of Prohibition" on/about

~~filed on~~ the 7th day of JUNE, 2021.

Dated this 30th day of JUNE, 2021.

*RECEIVED
JUL 27 6 2021
Per NRS 239B.030, I
certify this NOTICE OF
APPEAL does not contain
the social security number
or any person.

Respectfully Submitted.

BY: Alan Daniels

Alan Daniels, #63982

PETITIONER PRO-SE

CERTIFICATE OF SERVICE BY MAILING

I, ALAN DANIELS # 63982, hereby certify, pursuant to NRCP 5(b), that on this 30th day of JUNE, 2021, I mailed a true and correct copy of the foregoing, "

NOTICE OF APPEAL"

by placing document in a sealed pre-postage paid envelope and deposited said envelope in the United State Mail addressed to the following:

Clark County Court Clerk
POB 551160
LV NV 89155-1160

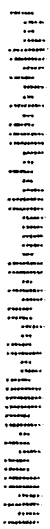
NV Attorney General
100 No Carson St #100
Carson City NV 89101-4111

CC:FILE

DATED: this 30th day of JUNE, 2021.

BY: Alan Daniels

ALAN DANIELS # 63982
Petitioner / In Propria Personam
Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018 89070-0208
IN FORMA PAUPERIS:



* Mailed: 6-30-21 (WE)

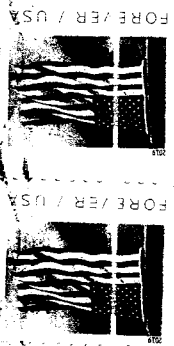
* Petition For writ of Prohibition

* Notices of Appeal (8 Cases below)

- 1) Case # C332985
- 2) Case # C156246
- 3) Case # C161246
- 4) Case # C169550
- 5) Case # C189650
- 6) Case # C262523
- 7) Case # C270333
- 8) Case # C334954

* LEGAL MAIL / ~~CONFIDENTIAL~~ *

Las Vegas P&DC 89199
THU 01 JUL 2021 PM



| | |
|--|--|
| <p><u>FROM:</u> George Luster #57587 SDCC / POB 208 IS NV 89070-0208</p> | <p><u>TO:</u> Clark County Court Clerk NOTICES OF APPEAL CRIMINAL DESK POB 551160 LV NV 89155-1160</p> |
|--|--|



1 ASTA
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5

6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**
9

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 ALAN DEMETRIUS DANIELS,

14 Defendant(s),
15

Case No: 99C156246

Dept No: XXV

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Alan Daniels

20 2. Judge: Kathleen E. Delaney

21 3. Appellant(s): Alan Daniels

22 Counsel:

23 Alan Daniels #63982
24 P.O. Box 208
Indian Springs, NV 89070

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89101

(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: January 27, 1999

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 41633

12. Child Custody or Visitation: N/A

Dated This 8 day of July 2021.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Alan Daniels

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE No. 99C156246****The State of Nevada vs Alan D Daniels**§
§
§
§
§
§
§

Location: **Department 25**
 Judicial Officer: **Delaney, Kathleen E.**
 Filed on: **01/27/1999**
 Case Number History:
 Cross-Reference Case **C156246**
 Number:
 Defendant's Scope ID #: **747918**
 Lower Court Case Number: **98GJ00002**

CASE INFORMATION

| Offense | Statute | Deg | Date | Case Type: | Felony/Gross Misdemeanor |
|---------------------------------------|-------------|-----|------------|---------------------------------------|--------------------------|
| 1. BURGLARY. WITH A DEADLY WEAPON | 205.060*165 | F | 01/01/1900 | Case Status: 10/06/2003 Closed | |
| 2. ROBBERY | 200.380 | F | 01/01/1900 | | |
| 3. ROBBERY WITH A DEADLY WEAPON | 200.380*165 | F | 01/01/1900 | | |
| 4. CONSPIRE TO AID AND ABET A ROBBERY | C200.380 | F | 01/01/1900 | | |
| 5. BURGLARY. WITH A DEADLY WEAPON | 205.060*165 | F | 01/01/1900 | | |
| 6. ROBBERY WITH A DEADLY WEAPON | 200.380*165 | F | 01/01/1900 | | |

Statistical Closures

09/30/2003 USJR Reporting Statistical Closure
 02/06/2003 USJR Reporting Statistical Closure
 12/17/2002 USJR Reporting Statistical Closure
 10/06/2003 USJR Reporting Statistical Closure

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number 99C156246
 Court Department 25
 Date Assigned 08/06/2012
 Judicial Officer Delaney, Kathleen E.

PARTY INFORMATION













| Defendant | Daniels, Alan Demetrius | Lead Attorneys |
|-----------|-------------------------|---|
| | | Pro Se |
| Plaintiff | State of Nevada | Wolfson, Steven B 702-671-2700(W) |

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

| | |
|------------|--|
| 01/27/1999 |  Indictment (GRAND JURY) INDICTMENT Fee \$0.00 |
| 01/27/1999 | Hearing GRAND JURY INDICTMENT |
| 01/27/1999 | Hearing INITIAL ARRAIGNMENT |
| 01/27/1999 | Notice NOTICE GRAND JURY EXHIBITS IN THE VAULT |

CASE SUMMARY

CASE No. 99C156246

| | |
|------------|--|
| 04/06/1999 |  Reporters Transcript <i>REPORTER'S TRANSCRIPT GRAND JURY, JANUARY 26, 1999</i> |
| 10/18/1999 |  Expert Witness List <i>NOTICE OF WITNESSES</i> |
| 10/18/1999 |  Expert Witness List <i>NOTICE OF EXPERT WITNESSES</i> |
| 06/19/2000 |  Order <i>ORDER FOR PRODUCTION OF INMATE</i> |
| 07/21/2000 | Hearing <i>TRIAL SETTING</i> |
| 02/06/2001 |  Request <i>NOTICE OF MOTION AND MOTION TO CONTINUE</i> |
| 06/05/2001 |  Expert Witness List <i>NOTICE OF WITNESSES</i> |
| 06/05/2001 |  Expert Witness List <i>NOTICE OF EXPERT WITNESSES</i> |
| 07/24/2001 | Hearing <i>STATUS CHECK: TRIAL SETTING</i> |
| 04/02/2002 | Conversion Case Event Type <i>SENTENCING</i> |
| 04/02/2002 |  Indictment <i>AMENDED INDICTMENT</i> |
| 04/02/2002 |  Memorandum <i>GUILTY PLEA MEMORANDUM/AGREEMENT</i> |
| 05/14/2002 | Conversion Case Event Type <i>SENTENCE TO RUN CONSECUTIVE TO CASE CURRENTLY BEING SERVED</i> |
| 05/28/2002 | Judgment <i>ADMINISTRATION/ASSESSMENT FEE</i> |
| 05/28/2002 | Judgment <i>JUDGMENT OF RESTITUTION</i> |
| 05/28/2002 |  Judgment <i>JUDGMENT OF CONVICTION - PLEA OF GUILTY</i> |
| 12/18/2002 |  Motion <i>DEFT'S PRO PER MTN DISCHARGE ATTY/16</i> |
| 01/16/2003 |  Order <i>ORDER GRANTING DEFENDANTS PRO PER MOTION TO DISCHARGE ATTORNEY OF RECORD AND FORTHE PRODUCTION OF ALL PAPERS DOCUMENTS PLEADINGS</i> |

CASE SUMMARY

CASE No. 99C156246

AND OTHER TANGIBLE PROPERTY OF DEFENDANT THE PRODUCTION OF ALL
PAPERS DOCUMENTS PLEADINGS AND OTHER TANGIBLE PROPERTY OF
DEFENDANT

| | |
|------------|--|
| 02/07/2003 |  Motion <i>DEFT'S PRO PER FOR REHEARING OF MTN TO DISCHARGE ATTY/PRODUCTN OF PAPER/DOCU/17</i> |
| 03/24/2003 |  Motion <i>DEFT'S PRO PER MTN FOR TRANSCRIPTS/18</i> |
| 03/24/2003 |  Notice Filed By: Defendant Daniels, Alan Demetrius <i>NOTICE OF MOTION</i> |
| 04/03/2003 |  Opposition <i>STATES OPPOSITION TO DEFENDANTS PRO PER MOTION FOR TRANSCRIPTS</i> |
| 04/22/2003 |  Order <i>ORDER DENYING DEFENDANTS PRO PER MOTION FOR TRANSCRIPTS</i> |
| 05/09/2003 |  Motion <i>DEFT'S PRO PER MTN FOR LEAVE TO PROCEED IN FORMA PAUPERIS/19</i> |
| 05/09/2003 |  Motion <i>DEFT'S PRO PER MTN FOR MODIFICATION OF SENTENCE/20</i> |
| 05/09/2003 |  Notice Filed By: Defendant Daniels, Alan Demetrius <i>NOTICE OF MOTION</i> |
| 05/09/2003 |  Certificate Filed By: Defendant Daniels, Alan Demetrius <i>CERTIFICATE OF INMATES INSTITUTIONAL ACCOUNT</i> |
| 05/16/2003 |  Opposition <i>STATES OPPOSITION TO DEFENDANTS PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND MOTION FOR MODIFICATION OF SENTENCE FORMA PAUPERIS AND MOTION FOR MODIFICATION OF SENTENCE</i> |
| 05/27/2003 | Motion <i>ALL PENDING MOTIONS 5/20/03</i> |
| 05/27/2003 |  Reply Filed by: Defendant Daniels, Alan Demetrius <i>DEFENDANTS REPLY OPPOSITION TO STATES OPPOSITION TO DEFENDANTS PRO PERMOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND MOTION FOR MODIFICATION OF SENTENCE MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND MOTION FOR MODIFICATION OF SENTENCE</i> |
| 06/19/2003 |  Notice of Appeal Filed By: Defendant Daniels, Alan Demetrius <i>NOTICE OF APPEAL</i> |
| 06/19/2003 |  Statement |

CASE SUMMARY

CASE No. 99C156246

CASE APPEAL STATEMENT

06/19/2003



Notice of Appeal

Filed By: Defendant Daniels, Alan Demetrius

DESIGNATION OF RECORD ON APPEAL

07/21/2003



Order

ORDER GRANTING DEFENDANTS PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND ORDER DENYING DEFENDANTS PRO PER MOTION FOR MODIFICATION OF SENTENCE AND ORDER DENYING DEFENDANTS PRO PER MOTION FOR MODIFICATION OF SENTENCE

04/21/2004



Reporters Transcript

REPORTER'S TRANSCRIPT SENTENCING

06/25/2004

Judgment

CLERK'S CERTIFICATE JUDGMENT AFFIRMED

06/25/2004



NV Supreme Court Clerks Certificate/Judgment - Affirmed

NEVADA SUPREME COURT CLERKS CERTIFICATE/ JUDGMENT - AFFIRMED

05/05/2010



Order for Disposal of Exhibits

ORDER FOR DISPOSAL OF EXHIBITS

07/27/2011



Petition and Order to Destroy / Dispose of Exhibits

Petition and Order to Destroy or Dispose of Exhibits

07/28/2011



Certificate of Disposal of Exhibits

08/06/2012

Case Reassigned to Department 25

Case reassigned from Judge Mosley

05/17/2021



Petition

Filed by: Defendant Daniels, Alan Demetrius

Petition for Writ of Prohibition

05/25/2021



Opposition to Motion

State's Opposition to Defendant's NRS 34.320 Petition for Writ of Prohibition

07/06/2021



Notice of Appeal (Criminal)

Notice of Appeal

07/08/2021



Case Appeal Statement

Filed By: Defendant Daniels, Alan Demetrius

Case Appeal Statement

DISPOSITIONS

01/01/1900

Plea (Judicial Officer: User, Conversion)

1. BURGLARY. WITH A DEADLY WEAPON

Guilty

PCN: Sequence:

01/01/1900

Plea (Judicial Officer: User, Conversion)

2. ROBBERY

CASE SUMMARY

CASE No. 99C156246

Guilty
PCN: Sequence:

04/02/2002 **Disposition** (Judicial Officer: User, Conversion)
3. ROBBERY WITH A DEADLY WEAPON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

04/02/2002 **Disposition** (Judicial Officer: User, Conversion)
4. CONSPIRE TO AID AND ABET A ROBBERY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

04/02/2002 **Disposition** (Judicial Officer: User, Conversion)
5. BURGLARY WITH A DEADLY WEAPON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

04/02/2002 **Disposition** (Judicial Officer: User, Conversion)
6. ROBBERY WITH A DEADLY WEAPON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

05/14/2002 **Disposition** (Judicial Officer: User, Conversion)
1. BURGLARY WITH A DEADLY WEAPON
Guilty
PCN: Sequence:

05/14/2002 **Disposition** (Judicial Officer: User, Conversion)

05/14/2002 **Disposition** (Judicial Officer: User, Conversion)
2. ROBBERY
Guilty
PCN: Sequence:

05/14/2002 **Disposition** (Judicial Officer: User, Conversion)

05/14/2002 **Adult Adjudication** (Judicial Officer: User, Conversion)
1. BURGLARY WITH A DEADLY WEAPON
01/01/1900 (F) 205.060*165 (205.060-165)
PCN: Sequence:

Converted Disposition:
Sentence# 0001:
Minimum 35 Months to Maximum 180 Months
Placement: NSP
Converted Disposition:
Sentence# 0002: CREDIT FOR TIME SERVED
Minimum 36 Days to Maximum 36 Days
Converted Disposition:
Sentence# 0003: RESTITUTION
Amount: \$3400.00
Converted Disposition:
Sentence# 0004: ADMINISTRATION FEE
Amount: \$25.00

CASE SUMMARY**CASE No. 99C156246**

05/14/2002

Adult Adjudication (Judicial Officer: User, Conversion)

2. ROBBERY

01/01/1900 (F) 200.380 (200.380)

PCN: Sequence:

Converted Disposition:

Sentence# 0001:

Minimum 35 Months to Maximum 180 Months

Placement: NSP

Cons/Conc: Concurrent

w/Charge Item: 0001

and Sentence#: 0001

HEARINGS

01/27/1999

Grand Jury Indictment (9:00 AM)*GRAND JURY INDICTMENT Court Clerk: DELOIS WILLIAMS Reporter/Recorder:**YVONNE VALENTIN Heard By: Lee Gates**Matter Heard; GRAND JURY INDICTMENT Court Clerk: DELOIS WILLIAMS**Reporter/Recorder: YVONNE VALENTIN Heard By: Lee Gates**Journal Entry Details:**Jim Treanor, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. The State presented Grand Jury Case Number 98BGJ002X to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C156246, Department XIV. Exhibit(s) 1 thru 2 lodged with Clerk of District Court. Exhibit 3 returned to DDA Bernard Zadrowski. State requested a summons be issued and sent Stan Walton, Esq.; COURT SO ORDERED. State advised defendant previously posted bail in the amount of \$53,000.00 in Case Number C154432, and requested bail be transferred to this case; and COURT SO ORDERED. COURT FURTHER ORDERED, matter set for initial arraignment. SUMMONS 2/10/99 9 AM INITIAL ARRAIGNMENT (DEPARTMENT XIV) ;*

02/10/1999

Initial Arraignment (9:00 AM)*Events: 01/27/1999 Hearing**INITIAL ARRAIGNMENT Court Clerk: RITA LOPEZ Reporter/Recorder: MAUREEN**SCHORN Heard By: Donald Mosley**Matter Heard; INITIAL ARRAIGNMENT Court Clerk: RITA LOPEZ Reporter/Recorder:**MAUREEN SCHORN Heard By: Donald Mosley**Journal Entry Details:**DEFENDANT DANIELS ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, matter set for trial. Mr. Walton requested thirty days to file a writ, COURT FURTHER ORDERED, RIGHTS MAINTAINED. NIC 11/16/99 9:30 AM CALENDAR CALL 11/22/99 1:00 PM TRIAL BY JURY ;*

11/16/1999

Calendar Call (9:00 AM)*CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder: MAUREEN SCHORN Heard By: Mosley, Donald M.**Matter Continued; CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder:**MAUREEN SCHORN Heard By: Mosley, Donald M.**Journal Entry Details:**State announced ready for trial. However, Mr. Walton advised he has picked up a new case that may cause an interference and requested a continuance. Upon Court's inquiry, Mr. Sweetin advised trial would take 5 days with 20 witnesses. COURT ORDERED, matter CONTINUED. NIC (COC) ;*

11/17/1999

Calendar Call (9:30 AM)*CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder: MAUREEN SCHORN Heard By: Donald Mosley**Matter Heard; CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder:**MAUREEN SCHORN Heard By: Donald Mosley**Journal Entry Details:**Mr. Walton requested trial date be vacated and reset in ordinary course; DEFT WAIVED THE 60 DAY RULE. There being no objection, COURT SO ORDERED. NIC (COC) 7/18/00 9:30*

CASE SUMMARY

CASE No. 99C156246

AM CALENDAR CALL 7/24/00 1:00 PM JURY TRIAL ;

| | |
|------------|---|
| 11/22/1999 | CANCELED Jury Trial (1:00 PM) <i>Vacated</i> |
| 07/18/2000 | Calendar Call (9:30 AM) <i>CALENDAR CALL (OVERFLOW FROM DEPT. XIV) SWEETIN // WALTON // 5 DAYS Court Clerk: JUDY NORMAN Reporter/Recorder: MAUREEN SCHORN Heard By: Mosley, Donald M.</i> Matter Continued; CALENDAR CALL (OVERFLOW FROM DEPT. XIV) SWEETIN // WALTON // 5 DAYS Court Clerk: JUDY NORMAN Reporter/Recorder: MAUREEN SCHORN Heard By: Mosley, Donald M. Journal Entry Details: <i>Ms. Pandukht announced ready for trial. Mr. Walton requested matter continued to resolve matter of post conviction in defendant's other case which could affect this case. Conference at the Bench. COURT ORDERED, MOTION TO CONTINUE DENIED; matter referred to OVERFLOW for FURTHER PROCEEDINGS. NIC (COC) 7/24/00 1:00 PM JURY TRIAL (OVERFLOW DEPT. XIV) SWEETIN // WALTON 5 DAYS 20 WITNESSES // NO OUT-OF-STATE CALENDAR CALL ;</i> |
| 07/21/2000 | Calendar Call (9:00 AM) <i>CALENDAR CALL (OVERFLOW FROM DEPT. XIV) SWEETIN // WALTON // 5 DAYS Court Clerk: JUDY NORMAN Reporter/Recorder: MAUREEN SCHORN Heard By: Donald Mosley</i> Matter Heard; CALENDAR CALL (OVERFLOW FROM DEPT. XIV) SWEETIN // WALTON // 5 DAYS Court Clerk: JUDY NORMAN Reporter/Recorder: MAUREEN SCHORN Heard By: Donald Mosley Journal Entry Details: <i>There being no Courtroom available, COURT ORDERED, matter referred to Department XIV for further proceedings. CUSTODY 7/27/00 9:00 AM TRIAL SETTING ;</i> |
| 07/24/2000 | CANCELED Jury Trial (1:00 PM) <i>Vacated</i> |
| 07/27/2000 | Conversion Hearing Type (9:00 AM) Events: 07/21/2000 Hearing <i>TRIAL SETTING Court Clerk: LINDA SKINNER Reporter/Recorder: MAUREEN SCHORN Heard By: Donald Mosley</i> Matter Heard; TRIAL SETTING Court Clerk: LINDA SKINNER Reporter/Recorder: MAUREEN SCHORN Heard By: Donald Mosley Journal Entry Details: <i>Court noted this matter was previously set for trial, however, as no Courts were available, it was referred back to this Dept. As the 60-day rule has been WAIVED, COURT ORDERED, matter reset for trial in ordinary course. NIC (COC) 2/6/01 9:30 AM CALENDAR CALL 2/12/01 1:00 PM JURY TRIAL ;</i> |
| 02/06/2001 | Calendar Call (9:30 AM) <i>CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder: JOE D'AMATO Heard By: Donald Mosley</i> Matter Heard; CALENDAR CALL Court Clerk: LINDA SKINNER Reporter/Recorder: JOE D'AMATO Heard By: Donald Mosley Journal Entry Details: <i>Mr. Turner advised he has a witness problem and requested to file MOTION TO CONTINUE IN OPEN COURT. Mr. Walton had no opposition to a continuance. COURT ORDERED, trial date VACATED and reset in ordinary course. NIC (COC) 7/24/01 9:30 AM CALENDAR CALL 7/30/01 1:00 PM JURY TRIAL ;</i> |
| 02/12/2001 | CANCELED Jury Trial (1:00 PM) <i>Vacated</i> |
| 07/24/2001 | Calendar Call (9:30 AM) <i>CALENDAR CALL Relief Clerk: Connie Kalski Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i> Matter Heard; CALENDAR CALL Relief Clerk: Connie Kalski Reporter/Recorder: Maureen |

CASE SUMMARY

CASE No. 99C156246

| | |
|------------|---|
| | <p>Schorn Heard By: Donald Mosley</p> <p>Journal Entry Details:</p> <p><i>Mr. Walton requested a continuance as he was in trial last week and is picking a jury for another trial today. Further, Mr. Walton stated he believes the matter may negotiate. COURT ORDERED, trial date VACATED and matter set for status check. NIC (COC) 8/28/01 9:00 AM STATUS CHECK: NEGOTIATIONS/TRIAL SETTING ;</i></p> |
| 07/30/2001 | <p>CANCELED Jury Trial (1:00 PM)</p> <p><i>Vacated</i></p> |
| 08/28/2001 | <p>Status Check (9:00 AM)</p> <p>Events: 07/24/2001 Hearing</p> <p><i>STATUS CHECK: TRIAL SETTING Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i></p> <p>Matter Heard; STATUS CHECK: TRIAL SETTING Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</p> <p>Journal Entry Details:</p> <p><i>Mr. Walton advised matter is close to being negotiated, however, requested matter be set for trial. COURT ORDERED, matter set for trial in ordinary course as defendant has WAIVED THE SIXTY-DAY RULE. NIC (COC) 4/2/02 9:30 AM CALENDAR CALL 4/8/02 1:00 PM JURY TRIAL ;</i></p> |
| 04/02/2002 | <p>Calendar Call (9:30 AM)</p> <p><i>CALENDAR CALL Relief Clerk: Connie Kalski Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i></p> <p>Matter Heard; CALENDAR CALL Relief Clerk: Connie Kalski Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</p> <p>Journal Entry Details:</p> <p><i>Matter TRAILED for the presence of Mr. Walton. Matter RECALLED with Mr. Walton present. Amended Indictment and Guilty Plea Agreement FILED IN OPEN COURT. NEGOTIATIONS: The State retains the right to argue the facts and circumstances but will not oppose concurrent time between all counts and Defendant's case C160684. Upon Court's inquiry, Defendant WITHDREW his not guilty plea, was ARRAIGNED AND PLED GUILTY to COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F) and COUNT II - ROBBERY (F). Court ACCEPTED plea, referred matter to the Division of Parole and Probation and ORDERED, set for sentencing. FURTHER, trial date VACATED. NIC (COC) 5/14/02 9:00 AM SENTENCING ;</i></p> |
| 04/08/2002 | <p>CANCELED Jury Trial (1:00 PM)</p> <p><i>Vacated</i></p> |
| 05/14/2002 | <p>Sentencing (9:00 AM)</p> <p>Events: 04/02/2002 Conversion Case Event Type</p> <p><i>SENTENCING Relief Clerk: Connie Kalski Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i></p> <p>Granted; SENTENCING Relief Clerk: Connie Kalski Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</p> <p>Journal Entry Details:</p> <p><i>Officer Lorena Yonashiro of the Division of Parole and Probation present. DEFENDANT DANIELS ADJUDGED GUILTY of COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F) and COUNT II - ROBBERY (F). Statements by counsel and Defendant. COURT ORDERED, in addition to the \$25 Administrative Assessment fee and \$3,400 in RESTITUTION, Defendant SENTENCED on COUNT I - to a MAXIMUM term of ONE-HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of THIRTY-FIVE (35) MONTHS and on COUNT II - to a MAXIMUM term of ONE-HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of THIRTY-FIVE (35) MONTHS in the Nevada Department of Corrections. Count II to run CONCURRENT with COUNT I; this sentence to run CONSECUTIVE to the sentence Defendant is currently serving. Defendant to receive 36 DAYS credit for time served. NDC ;</i></p> |
| 01/07/2003 | <p>Motion (9:00 AM)</p> <p>Events: 12/18/2002 Motion</p> <p><i>DEFT'S PRO PER MTN DISCHARGE ATTY/16 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i></p> |

CASE SUMMARY

CASE No. 99C156246

Granted; DEFT'S PRO PER MTN DISCHARGE ATTY/16 Court Clerk: Linda Skinner
Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley
Journal Entry Details:

Court noted this is post conviction in nature and ORDERED, motion is GRANTED. Court directed Clerk to notify Mr. Walton to send the file to Defendant. NDC CLERK'S NOTE: 1/8/03 Clerk spoke with Carolina from Mr. Walton's Office and advised her of Court's ruling. ;

02/18/2003

Motion (9:00 AM)

Events: 02/07/2003 Motion

DEFT'S PRO PER FOR REHEARING OF MTN TO DISCHARGE ATTY/PRODUCTN OF PAPER/DOCU/17 Court Clerk: Linda Skinner Relief Clerk: Judy McFadden/jm Reporter/Recorder: Maureen Schorn Heard By: Mosley, Donald M.

Matter Continued; DEFT'S PRO PER FOR REHEARING OF MTN TO DISCHARGE ATTY/PRODUCTN OF PAPER/DOCU/17 Court Clerk: Linda Skinner Relief Clerk: Judy McFadden/jm Reporter/Recorder: Maureen Schorn Heard By: Mosley, Donald M.

Journal Entry Details:

Court noted Mr. Walton is counsel in this matter and is presently in trial. COURT ORDERED, matter CONTINUED. NDC ;

02/19/2003

Motion (9:00 AM)

DEFT'S PRO PER FOR REHEARING OF MTN TO DISCHARGE ATTY/PRODUCTN OF PAPER/DOCU/17 Relief Clerk: Judy McFadden Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Matter Resolved; DEFT'S PRO PER FOR REHEARING OF MTN TO DISCHARGE ATTY/PRODUCTN OF PAPER/DOCU/17 Relief Clerk: Judy McFadden Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Journal Entry Details:

Mr. Walton advised the Court that he had sent the files to Deft. several months ago. MATTER RESOLVED. NDC ;

04/08/2003

Motion (9:00 AM)

Events: 03/24/2003 Motion

DEFT'S PRO PER MTN FOR TRANSCRIPTS/18 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Denied; DEFT'S PRO PER MTN FOR TRANSCRIPTS/18 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Journal Entry Details:

Court noted Defendant is asking for discovery from the Court and wants the Court to turn over transcripts. There being no need shown and not the practice of this Court, COURT ORDERED, Deft's motion is DENIED. Further, Court noted Mr. Walton was the previous attorney and he has sent the file to Defendant. NDC ;

05/20/2003

Motion (9:00 AM)

Events: 05/09/2003 Motion

DEFT'S PRO PER MTN FOR LEAVE TO PROCEED IN FORMA PAUPERIS/19 Heard By: Donald Mosley

05/20/2003

Motion (9:00 AM)

Events: 05/09/2003 Motion

DEFT'S PRO PER MTN FOR MODIFICATION OF SENTENCE/20 Heard By: Donald Mosley

05/20/2003

All Pending Motions (9:00 AM)

ALL PENDING MOTIONS 5/20/03 Court Clerk: Linda Skinner Reporter/Recorder: Joe D'Amato Heard By: Donald Mosley

Matter Heard; ALL PENDING MOTIONS 5/20/03 Court Clerk: Linda Skinner Reporter/Recorder: Joe D'Amato Heard By: Donald Mosley

Journal Entry Details:

DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS...DEFT'S PRO PER MOTION FOR MODIFICATION OF SENTENCE As to Deft's Pro Per Motion for Leave to Proceed in Forma Pauperis; COURT ORDERED, GRANTED. As to Deft's Pro Per Motion for Modification of Sentence: Court noted Defendant does not indicate where this Court would have jurisdiction; that he does not show material fact at the time of sentencing. Court reviewed the file and stated a writ would have been the proper vehicle for Defendant's

CASE SUMMARY**CASE NO. 99C156246**

allegations. Defendant stated he was not interviewed by Parole and Probation, however, Court noted that Defendant never made the Court aware that he was not. Defendant stated he had a problem with the text of the Pre-sentence Report. Defendant noted the State would not oppose concurrent time, however, the Court noted it is not to be bound by those negotiations. Court noted this motion has no merit and as this Court lacks jurisdiction, ORDERED, motion is DENIED. NDC ;

06/07/2021

**Petition** (1:30 PM) (Judicial Officer: Delaney, Kathleen E.)**06/07/2021, 06/09/2021, 06/30/2021***Petition for Writ of Prohibition*

Matter Continued; Petition for Writ of Prohibition

Matter Continued; Petition for Writ of Prohibition

Denied; Petition for Writ of Prohibition

Journal Entry Details:

Court noted the ask is that the Court grant or issue a Writ of Prohibition that would command the Nevada Department of Corrections (NDC) to seize and desist removing funds from the inmate account. Further, the Court is not taking any argument as the Court did not request Deft. to be transported and this matter is able to be reviewed and assessed by the Court on the briefs alone to determine if there is any basis to set a future evidentiary hearing or otherwise possible entitlement to relief. The Court FINDS there is no entitlement to relief because the Writ of Prohibition is not the correct mechanism to be utilized in these circumstances. Further, the Court is not persuaded by the argument today and the more accurate information is what the State has provided in Opposition that there are in fact other mechanisms by which the Deft. would need to seek relief from the Nevada Department of Corrections. Either through administrative remedies that he may avail himself of or civil lawsuit that would allege some form of conversion or trespass of property. Deft. also potentially could file a civil rights complaint under the 1983 action if he believes there is some action that is depriving him of a right or privilege that is protected by the Constitution or the law of the United States. The Court does not believe this Court has the authority and is too much of a stretch to say that this is a judicial function, now that Deft. is incarcerated in Nevada Department of Corrections, is engaging in their practices to take funds out to pay restitution that is somehow is something this Court would have jurisdiction to address on a Writ of Prohibition. The Court is declining for procedural reasons to treat this as a Writ of Prohibition properly filed and therefore, ORDERED, petition DENIED. State to prepare order. NDC CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels #63982, S.D.C.C., P.O. Box 208, Indian Springs, NV 89070. aw;

Matter Continued; Petition for Writ of Prohibition

Matter Continued; Petition for Writ of Prohibition

Denied; Petition for Writ of Prohibition

Journal Entry Details:

Due to time constraints, COURT ORDERED, matter CONTINUED. NDC CONTINUED TO: 6/30/2021 1:30 PM CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels, #63982, S.D.C.C., P.O. Box 208, Indian Springs, NV 89070. aw;

Matter Continued; Petition for Writ of Prohibition

Matter Continued; Petition for Writ of Prohibition

Denied; Petition for Writ of Prohibition

Journal Entry Details:

Due to time constraints, COURT ORDERED, matter CONTINUED. NDC CONTINUED TO: 6/9/2021 1:30 PM CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels, #63982, S.D.C.C., P.O. Box 208, Indian Springs, NV 89070. aw;

DATE

FINANCIAL INFORMATION

Defendant Daniels, Alan Demetrius

Total Charges

25.00

Total Payments and Credits

25.00

Balance Due as of 7/8/2021**0.00**

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 27, 1999

99C156246

The State of Nevada vs Alan D Daniels

January 27, 1999

9:00 AM

Grand Jury Indictment

**GRAND JURY
INDICTMENT**

**Court Clerk: DELOIS
WILLIAMS**

**Reporter/Recorder:
YVONNE**

**VALENTIN Heard
By: Lee Gates**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

PARTIES**PRESENT:**

Owens, Christopher J.

Attorney

JOURNAL ENTRIES

- Jim Treanor, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. The State presented Grand Jury Case Number 98BGJ002X to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C156246, Department XIV. Exhibit(s) 1 thru 2 lodged with Clerk of District Court. Exhibit 3 returned to DDA Bernard Zadrowski. State requested a summons be issued and sent Stan Walton, Esq.; COURT SO ORDERED. State advised defendant previously posted bail in the amount of \$53,000.00 in Case Number C154432, and requested bail be transferred to this case; and COURT SO ORDERED. COURT FURTHER ORDERED, matter set for initial arraignment.

SUMMONS

2/10/99 9 AM INITIAL ARRAIGNMENT (DEPARTMENT XIV)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 10, 1999**

99C156246

The State of Nevada vs Alan D Daniels

February 10, 1999**9:00 AM****Initial Arraignment**

**INITIAL
ARRAIGNMENT
Court Clerk: RITA
LOPEZ
Reporter/Recorder:
MAUREEN
SCHORN Heard By:
Donald Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Walton, Stanley A.

Attorney

Zadrowski, Bernard B.

Attorney

JOURNAL ENTRIES

- DEFENDANT DANIELS ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE.
COURT ORDERED, matter set for trial. Mr. Walton requested thirty days to file a writ, COURT
FURTHER ORDERED, RIGHTS MAINTAINED.

NIC

11/16/99 9:30 AM CALENDAR CALL

11/22/99 1:00 PM TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 16, 1999**

99C156246

The State of Nevada vs Alan D Daniels

November 16, 1999**9:00 AM****Calendar Call****CALENDAR CALL****Court Clerk: LINDA
SKINNER****Reporter/Recorder:****MAUREEN****SCHORN Heard By:****Mosley, Donald M.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Sweetin, James R.

Attorney

Walton, Stanley A.

Attorney

JOURNAL ENTRIES

- State announced ready for trial. However, Mr. Walton advised he has picked up a new case that may cause an interference and requested a continuance. Upon Court's inquiry, Mr. Sweetin advised trial would take 5 days with 20 witnesses. COURT ORDERED, matter CONTINUED.
NIC (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 17, 1999**

99C156246

The State of Nevada vs Alan D Daniels

November 17, 1999**9:30 AM****Calendar Call****CALENDAR CALL****Court Clerk: LINDA
SKINNER****Reporter/Recorder:****MAUREEN****SCHORN Heard By:****Donald Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Sweetin, James R.

Attorney

Walton, Stanley A.

Attorney

JOURNAL ENTRIES

- Mr. Walton requested trial date be vacated and reset in ordinary course; DEFT WAIVED THE 60 DAY RULE. There being no objection, COURT SO ORDERED.

NIC (COC)

7/18/00 9:30 AM CALENDAR CALL

7/24/00 1:00 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 18, 2000**

99C156246

The State of Nevada vs Alan D Daniels

July 18, 2000**9:30 AM****Calendar Call****CALENDAR CALL
(OVERFLOW FROM
DEPT. XIV)
SWEETIN //
WALTON // 5 DAYS
Court Clerk: JUDY
NORMAN
Reporter/Recorder:
MAUREEN
SCHORN Heard By:
Mosley, Donald M.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**Daniels, Alan D
Pandukht, Taleen R.
Walton, Stanley A.Defendant
Attorney
Attorney**JOURNAL ENTRIES**

- Ms. Pandukht announced ready for trial. Mr. Walton requested matter continued to resolve matter of post conviction in defendant's other case which could affect this case. Conference at the Bench. COURT ORDERED, MOTION TO CONTINUE DENIED; matter referred to OVERFLOW for FURTHER PROCEEDINGS.

NIC (COC)

7/24/00 1:00 PM JURY TRIAL (OVERFLOW DEPT. XIV) SWEETIN // WALTON 5 DAYS 20

WITNESSES // NO OUT-OF-STATE

CALENDAR CALL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 21, 2000**

99C156246

The State of Nevada vs Alan D Daniels

July 21, 2000**9:00 AM****Calendar Call**

**CALENDAR CALL
(OVERFLOW FROM
DEPT. XIV)
SWEETIN //
WALTON // 5 DAYS
Court Clerk: JUDY
NORMAN
Reporter/Recorder:
MAUREEN
SCHORN Heard By:
Donald Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D
Sweetin, James R.
Walton, Stanley A.

Defendant
Attorney
Attorney

JOURNAL ENTRIES

- There being no Courtroom available, COURT ORDERED, matter referred to Department XIV for further proceedings.

CUSTODY**7/27/00 9:00 AM TRIAL SETTING**

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 27, 2000**

99C156246

The State of Nevada vs Alan D Daniels

July 27, 2000**9:00 AM****Conversion Hearing Type****TRIAL SETTING****Court Clerk: LINDA
SKINNER****Reporter/Recorder:****MAUREEN****SCHORN Heard By:****Donald Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Fattig, John T

Attorney

Walton, Stanley A.

Attorney

JOURNAL ENTRIES

- Court noted this matter was previously set for trial, however, as no Courts were available, it was referred back to this Dept. As the 60-day rule has been WAIVED, COURT ORDERED, matter reset for trial in ordinary course.

NIC (COC)

2/6/01 9:30 AM CALENDAR CALL

2/12/01 1:00 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 06, 2001**

99C156246

The State of Nevada vs Alan D Daniels

February 06, 2001**9:30 AM****Calendar Call****CALENDAR CALL
Court Clerk: LINDA
SKINNER
Reporter/Recorder:
JOE D'AMATO
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**Daniels, Alan D
Turner, Robert B.
Walton, Stanley A.Defendant
Attorney
Attorney**JOURNAL ENTRIES**

- Mr. Turner advised he has a witness problem and requested to file MOTION TO CONTINUE IN OPEN COURT. Mr. Walton had no opposition to a continuance. COURT ORDERED, trial date VACATED and reset in ordinary course.

NIC (COC)

7/24/01 9:30 AM CALENDAR CALL

7/30/01 1:00 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 24, 2001**

99C156246

The State of Nevada vs Alan D Daniels

July 24, 2001**9:30 AM****Calendar Call**

CALENDAR CALL
Relief Clerk: Connie
Kalski
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D
Turner, Robert B.
Walton, Stanley A.

Defendant
Attorney
Attorney

JOURNAL ENTRIES

- Mr. Walton requested a continuance as he was in trial last week and is picking a jury for another trial today. Further, Mr. Walton stated he believes the matter may negotiate. COURT ORDERED, trial date VACATED and matter set for status check.

NIC (COC)

8/28/01 9:00 AM STATUS CHECK: NEGOTIATIONS/TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 28, 2001**

99C156246

The State of Nevada vs Alan D Daniels

August 28, 2001**9:00 AM****Status Check****STATUS CHECK:
TRIAL SETTING
Court Clerk: Linda
Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Knapp, Gregory D.

Attorney

Walton, Stanley A.

Attorney

JOURNAL ENTRIES

- Mr. Walton advised matter is close to being negotiated, however, requested matter be set for trial.
COURT ORDERED, matter set for trial in ordinary course as defendant has WAIVED THE SIXTY-DAY RULE.

NIC (COC)

4/2/02 9:30 AM CALENDAR CALL

4/8/02 1:00 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 02, 2002**

99C156246

The State of Nevada vs Alan D Daniels

April 02, 2002**9:30 AM****Calendar Call**

CALENDAR CALL
Relief Clerk: Connie
Kalski
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Walton, Stanley A.

Attorney

Zadrowski, Bernard B.

Attorney

JOURNAL ENTRIES

- Matter TRAILED for the presence of Mr. Walton.

Matter RECALLED with Mr. Walton present. Amended Indictment and Guilty Plea Agreement FILED IN OPEN COURT. NEGOTIATIONS: The State retains the right to argue the facts and circumstances but will not oppose concurrent time between all counts and Defendant's case C160684. Upon Court's inquiry, Defendant WITHDREW his not guilty plea, was ARRAIGNED AND PLED GUILTY to COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F) and COUNT II - ROBBERY (F). Court ACCEPTED plea, referred matter to the Division of Parole and Probation and ORDERED, set for sentencing. FURTHER, trial date VACATED.

NIC (COC)

5/14/02 9:00 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 14, 2002**

99C156246

The State of Nevada vs Alan D Daniels

May 14, 2002**9:00 AM****Sentencing****SENTENCING****Relief Clerk: Connie
Kalski****Reporter/Recorder:
Maureen Schorn****Heard By: Donald
Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D

Defendant

Lewis, Linda Y.

Attorney

Walton, Stanley A.

Attorney

JOURNAL ENTRIES

- Officer Lorena Yonashiro of the Division of Parole and Probation present. DEFENDANT DANIELS ADJUDGED GUILTY of COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F) and COUNT II - ROBBERY (F). Statements by counsel and Defendant. COURT ORDERED, in addition to the \$25 Administrative Assessment fee and \$3,400 in RESTITUTION, Defendant SENTENCED on COUNT I - to a MAXIMUM term of ONE-HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of THIRTY-FIVE (35) MONTHS and on COUNT II - to a MAXIMUM term of ONE-HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of THIRTY-FIVE (35) MONTHS in the Nevada Department of Corrections. Count II to run CONCURRENT with COUNT I; this sentence to run CONSECUTIVE to the sentence Defendant is currently serving. Defendant to receive 36 DAYS credit for time served.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 07, 2003**

99C156246

The State of Nevada vs Alan D Daniels

January 07, 2003**9:00 AM****Motion**

**DEFT'S PRO PER
MTN DISCHARGE
ATTY/16 Court
Clerk: Linda Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Lewis, Linda Y.

Attorney

JOURNAL ENTRIES

- Court noted this is post conviction in nature and ORDERED, motion is GRANTED. Court directed Clerk to notify Mr. Walton to send the file to Defendant.

NDC

CLERK'S NOTE: 1/8/03 Clerk spoke with Carolina from Mr. Walton's Office and advised her of Court's ruling.

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 18, 2003**

99C156246

The State of Nevada vs Alan D Daniels

February 18, 2003**9:00 AM****Motion****DEFT'S PRO PER
FOR REHEARING
OF MTN TO
DISCHARGE
ATTY/PRODUCTN
OF PAPER/DOCU/17
Court Clerk: Linda
Skinner Relief Clerk:
Judy McFadden/jm
Reporter/Recorder:
Maureen Schorn
Heard By: Mosley,
Donald M.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Knapp, Gregory D.

Attorney

JOURNAL ENTRIES

- Court noted Mr. Walton is counsel in this matter and is presently in trial. COURT ORDERED,
matter CONTINUED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 19, 2003**

99C156246

The State of Nevada vs Alan D Daniels

February 19, 2003**9:00 AM****Motion**

**DEFT'S PRO PER
FOR REHEARING
OF MTN TO
DISCHARGE
ATTY/PRODUCTN
OF PAPER/DOCU/17
Relief Clerk: Judy
McFadden
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Daniels, Alan D
Saragosa, Melissa A.

Defendant
Attorney

JOURNAL ENTRIES

- Mr. Walton advised the Court that he had sent the files to Deft. several months ago. MATTER
RESOLVED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 08, 2003**

99C156246

The State of Nevada vs Alan D Daniels

April 08, 2003**9:00 AM****Motion****DEFT'S PRO PER
MTN FOR
TRANSCRIPTS/18
Court Clerk: Linda
Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Barker, David B.

Attorney

JOURNAL ENTRIES

- Court noted Defendant is asking for discovery from the Court and wants the Court to turn over transcripts. There being no need shown and not the practice of this Court, COURT ORDERED, Deft's motion is DENIED. Further, Court noted Mr. Walton was the previous attorney and he has sent the file to Defendant.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 20, 2003**

99C156246

The State of Nevada vs Alan D Daniels

May 20, 2003**9:00 AM****All Pending Motions**

**ALL PENDING
MOTIONS 5/20/03
Court Clerk: Linda
Skinner
Reporter/Recorder:
Joe D'Amato Heard
By: Donald Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Ponticello, Frank M.

Attorney

JOURNAL ENTRIES

- DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS...DEFT'S PRO PER MOTION FOR MODIFICATION OF SENTENCE

As to Deft's Pro Per Motion for Leave to Proceed in Forma Pauperis; COURT ORDERED, GRANTED. As to Deft's Pro Per Motion for Modification of Sentence: Court noted Defendant does not indicate where this Court would have jurisdiction; that he does not show material fact at the time of sentencing. Court reviewed the file and stated a writ would have been the proper vehicle for Defendant's allegations. Defendant stated he was not interviewed by Parole and Probation, however, Court noted that Defendant never made the Court aware that he was not. Defendant stated he had a problem with the text of the Pre-sentence Report. Defendant noted the State would not oppose concurrent time, however, the Court noted it is not to be bound by those negotiations. Court noted this motion has no merit and as this Court lacks jurisdiction, ORDERED, motion is DENIED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****June 07, 2021**

99C156246

The State of Nevada vs Alan D Daniels

June 07, 2021**1:30 PM****Petition****Petition for Writ of
Prohibition****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** April Watkins**RECORDER:****REPORTER:** Bill Nelson**PARTIES****PRESENT:**Merback, William J.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Due to time constraints, COURT ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 6/9/2021 1:30 PM

CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels, #63982, S.D.C.C.,
P.O. Box 208, Indian Springs, NV 89070. aw

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 09, 2021**

99C156246

The State of Nevada vs Alan D Daniels

June 09, 2021**1:30 PM****Petition****Petition for Writ of
Prohibition****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** April Watkins**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES****PRESENT:**

State of Nevada

Plaintiff

Wong, Hetty O.

Attorney

JOURNAL ENTRIES

- Due to time constraints, COURT ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 6/30/2021 1:30 PM

CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels, #63982, S.D.C.C.,
P.O. Box 208, Indian Springs, NV 89070. aw

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 30, 2021**

99C156246

The State of Nevada vs Alan D Daniels

June 30, 2021**1:30 PM****Petition****Petition for Writ of
Prohibition****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** April Watkins**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES****PRESENT:**Jones, Jr., John T.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Court noted the ask is that the Court grant or issue a Writ of Prohibition that would command the Nevada Department of Corrections (NDC) to seize and desist removing funds from the inmate account. Further, the Court is not taking any argument as the Court did not request Deft. to be transported and this matter is able to be reviewed and assessed by the Court on the briefs alone to determine if there is any basis to set a future evidentiary hearing or otherwise possible entitlement to relief. The Court FINDS there is no entitlement to relief because the Writ of Prohibition is not the correct mechanism to be utilized in these circumstances. Further, the Court is not persuaded by the argument today and the more accurate information is what the State has provided in Opposition that there are in fact other mechanisms by which the Deft. would need to seek relief from the Nevada Department of Corrections. Either through administrative remedies that he may avail himself of or civil lawsuit that would allege some form of conversion or trespassed of property. Deft. also potentially could file a civil rights complaint under the 1983 action if he believes there is some action that is depriving him of a right or privilege that is protected by the Constitution or the law of the United States. The Court does not believe this Court has the authority and is too much of a stretch to say that this is a judicial function, now that Deft. is incarcerated in Nevada Department of Corrections, is engaging in their practices to take funds out to pay restitution that is somehow is something this Court would have jurisdiction to address on a Writ of Prohibition. The Court is declining for procedural reasons to treat this as a Writ of Prohibition properly filed and therefore,

99C156246

ORDERED, petition DENIED.

State to prepare order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Alan Daniels #63982, S.D.C.C.,
P.O. Box 208, Indian Springs, NV 89070. aw



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

ALAN DANIELS #63982
P.O. BOX 208
INDIAN SPRINGS, NV 89070

DATE: July 8, 2021
CASE: 99C156246

RE CASE: STATE OF NEVADA vs. ALAN DEMETRIUS DANIELS

NOTICE OF APPEAL FILED: July 6, 2021

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

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Case Appeal Statement

- NRAP 3 (a)(1), Form 2

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Order

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Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

ALAN DEMETRIUS DANIELS,

Defendant(s).

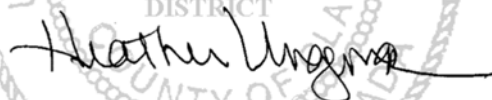
Case No: 99C156246

Dept No: XXV

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 8 day of July 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

