

Elizabeth A. Brown
CLERK OF THE COURT

1 **ORDD**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 JOHN T. JONES, JR.
6 Chief Deputy District Attorney
7 Nevada Bar #009598
8 200 Lewis Avenue
9 Las Vegas, NV 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

FILED

SEP 14 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *Richard*
DEPUTY CLERK

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,

11 Plaintiff,

12 -vs-

13 OSCAR A. STANLEY,
14 #1686133

15 Defendant.

NO. 83420

CASE NO: 01C180446

DEPT NO: XXV

16 **ORDER DENYING DEFENDANT'S MOTION TO APPOINT COUNSEL,**
17 **DENYING DEFENDANT'S MOTION TO STOP RESTITUTION AND DENYING**
18 **DEFENDANT'S MOTION TO MODIFY SENTENCE**

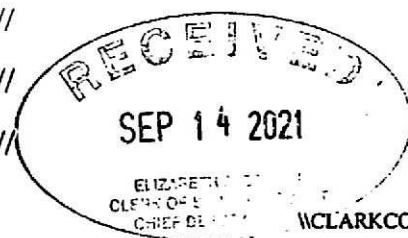
19 DATE OF HEARING: June 30, 2021
20 TIME OF HEARING: 1:30 P.M.

21 THIS MATTER having come on for hearing before the above entitled Court on the
22 30th day of June, 2021, the Defendant not being present, incarcerated in the Nevada
23 Department of Corrections, the Plaintiff being represented by STEVEN B. WOLFSON,
24 District Attorney, through JOHN T. JONES, JR., Chief Deputy District Attorney, and the
25 Court having heard the arguments of the State, based on the pleadings and good cause
26 appearing therefor,

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WCLARKCOUNTYDA.NET\CRM\CASE2\2001\558\24\200155824C-ORDR-(STANLEY A OSCAR)-001.DOCX

21-26617

1 IT IS HEREBY ORDERED that the Defendant's Motion to Appoint Counsel, shall be,
2 and it is DENIED for the reasons primarily stated in the State's opposition. Further, the
3 reasoning for appointing counsel is not provided by the Deft., as we know there has not been
4 a Habeas Corpus Petition filed, there does not appear to be a legal basis upon which he would
5 need appointment of counsel, do understand he filed Motion for Modification of Sentence but
6 again, we do not see any legal basis to allow that to proceed, there are procedural bars that he
7 has been unable to overcome, does not see where appointment of counsel would change facts
8 or circumstances.

9 IT IS HEREBY ORDERED that the Defendant's Motion to Stop Restitution, shall be,
10 and it is DENIED and restitution STANDS. Even if Deft. were to provide evidence two of
11 the victims have passed away that would still not be a basis upon which to stop the order of
12 restitution and the money is still legally able to be claimed and entitled to be paid to the heirs
13 of the individuals.

14 IT IS HEREBY ORDERED that the Defendant's Motion to Modify Sentence, shall
15 be, and it is DENIED.

Dated this 14th day of September, 2021


DISTRICT JUDGE

19 STEVEN B. WOLFSON
20 Clark County District Attorney
Nevada Bar #001565

C3B 62F B3BA 93C9
Kathleen E. Delaney
District Court Judge

21
22 BY 

23 JOHN T. JONES, JR.
Chief Deputy District Attorney
Nevada Bar #009598

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CERTIFICATE OF SERVICE

I certify that on the 13th day of July, 2021, I mailed a copy of the foregoing Order

to:

OSCAR A. STANLEY, NDC #73085
ELY STATE PRISON
P.O. BOX 1989
ELY, NV 89031

BY



Secretary for the District Attorney's Office

01F18277X/ckb/L4

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA

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5
6 The State of Nevada vs Oscar A
Stanley

CASE NO: 01C180446

7 DEPT. NO. Department 25
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9 **AUTOMATED CERTIFICATE OF SERVICE**

10 This automated certificate of service was generated by the Eighth Judicial District
11 Court. The foregoing Order Denying was served via the court's electronic eFile system to all
12 recipients registered for e-Service on the above entitled case as listed below:

13 Service Date: 9/14/2021

14 Department XXV

Dept25LC@clarkcountycourts.us