

*Steven D. Grierson*

DISTRICT COURT

CLARK COUNTY, NEVADA

ARNOLD ANDERSON  
plaintiff

Electronically Filed  
Jun 04 2021 02:44 p.m.  
Elizabeth A. Brown  
A-21 Clerk of Supreme Court

STATE OF NEVADA

DEPT # 12

JERRY HOWELL WARDEN (AT SDCC)  
DEPENDANTS.

NOTICE OF APPEAL

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

*Arnold Anderson* proper

4-8-21

RECEIVED

MAY 25 2021

CLERK OF THE COURT

DISTRICT COURT  
CLARK COUNTY, NEVADA

ARNOLD ANDERSON  
Plaintiff

CASE # C-16-319021-1

A-21-827381-W

DEPT # 12

STATE OF NEVADA

JERRY HOWELL (Warden at SCC)  
Defendants

SUPPLEMENTAL MEMO

TO NOTICE OF APPEAL

PLAINTIFF HAS NOT RECEIVED THE ORDER

DENYING THE EVIDENTIARY HEARING I

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

PLAINTIFF HAVE NOT RECEIVED THE ORDER

DENYING IT. I ASK TO SUBMIT NOTICE OF APPEAL

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

*celal Cule*

5-17-21

DISTRICT COURT  
CLARK COUNTY, NEVADA

ARNOLD ANDERSON  
Plaintiff

CASE# C-16-319021-1

DEPT# 12

STATE OF NEVADA

A-21-827381-W.

JERRY HOWELL Warden AT SDCC  
DEFENDANTS

CASE APPEAL STATEMENT

1. NAME OF APPELLANT FILING THIS CASE APPEAL STATEMENT

ARNOLD K. ANDERSON

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

HON. MICHELLE LEAVITT

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

ARNOLD K. ANDERSON

STATE OF NEVADA

JERRY HOWELL Warden AT SDCC

4. I IDENTIFY ALL PARTIES INVOLVED IN THIS APPEAL

ARNOLD K. ANDERSON

STATE OF NEVADA

JERRY HOWELL Warden at SDCC.

1  
2 5. SET FORTH THE NAME, LAW FIRM ADDRESS AND TELEPHONE NUMBER OF ALL  
3 COUNSEL ON APPEAL AND IDENTIFY THE PARTY OR PARTIES WHOM THEY  
4 REPRESENT.  
5 STEVEN B. WOLFSON 702-671-2700  
6 CLARK COUNTY DISTRICT ATTORNEY.  
7 200 LEWIS<sup>AVE</sup>  
8 LAS VEGAS NV 89155  
9 6. INDICATE WHETHER APPELLANT WAS REPRESENTED BY APPOINTED  
10 OR RETAINED COUNSEL IN THE DISTRICT COURT  
11 PRO PER.  
12 7. INDICATE WHETHER APPELLANT IS REPRESENTED BY APPOINTED  
13 OR RETAINED COUNSEL ON APPEAL.  
14 NO  
15 8. INDICATE WHETHER APPELLANT WAS GRANTED LEAVE TO PROCEED  
16 IN INFORMA PAUPERIS AND THE DATE OF ENTRY OF THE  
17 DISTRICT COURT ORDER GRANTING SUCH LEAVE.  
18 NOT YET KNOWN.  
19 9. INDICATE THE DATE THE PROCEEDINGS COMMENCED  
20 IN THE DISTRICT COURT COMPLAINT INDICTMENT INFORMATION  
21 OR PETITION WAS FILED.  
22 OCTOBER 31, 2016. EVIDENTIARY HEARING MOTION FILED  
23 FEBRUARY 17, 2021.  
24

25  
26 Carol Chelley PRO SE.  
27  
28

5-17-21

Arnold Anderson

85509

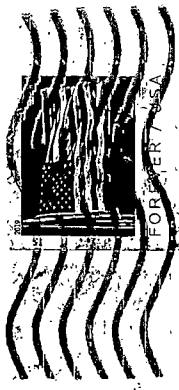
P.O. Box 208

Indian Springs NV

89070

LAS VEGAS NV 890

18 MAY 2021 PM 5 L

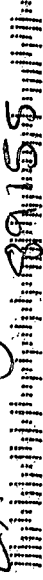


3rd Floor

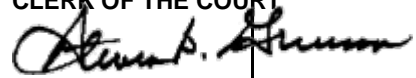
CLERK OF THE COURT  
Ave

200 Lewis

Las Vegas NV



Legal  
89070-83000



1 ASTA

2  
3  
4  
5  
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**  
7 **STATE OF NEVADA IN AND FOR**  
8 **THE COUNTY OF CLARK**

9 ARNOLD ANDERSON,

10 Plaintiff(s),

11 vs.

12 JERRY HOWELL, WARDEN SDCC,

13 Defendant(s),  
14

Case No: A-21-827381-W

Dept No: XII

15  
16 **CASE APPEAL STATEMENT**  
17

18 1. Appellant(s): Arnold Anderson

19 2. Judge: Michelle Leavitt

20 3. Appellant(s): Arnold Anderson

21 Counsel:

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

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

26 Counsel:

27 Steven B. Wolfson, District Attorney  
28 200 Lewis Ave.  
Las Vegas, NV 89155-2212

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

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

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

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

7 8. Appellant Granted Leave to Proceed in Forma Pauperis\*\*: N/A  
8 \*\*Expires 1 year from date filed

9 Appellant Filed Application to Proceed in Forma Pauperis: No  
10 Date Application(s) filed: N/A

11 9. Date Commenced in District Court: January 5, 2021

12 10. Brief Description of the Nature of the Action: Civil Writ

13 Type of Judgment or Order Being Appealed: Misc. Order

14 11. Previous Appeal: Yes

15 Supreme Court Docket Number(s): 82917

16 12. Child Custody or Visitation: N/A

17 13. Possibility of Settlement: Unknown

18 Dated This 27 day of May 2021.

19 Steven D. Grierson, Clerk of the Court

20 /s/ Amanda Hampton

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

26 cc: Arnold Anderson  
27  
28

## EIGHTH JUDICIAL DISTRICT COURT

# CASE SUMMARY

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

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

§  
§  
§  
§  
§  
§

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

### CASE INFORMATION

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

Case Type: **Writ of Habeas Corpus**

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

### DATE

### CASE ASSIGNMENT

#### Current Case Assignment

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

### PARTY INFORMATION






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

### DATE

### EVENTS & ORDERS OF THE COURT

### INDEX

#### EVENTS

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

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

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

**CASE SUMMARY**

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

05/27/2021



Case Appeal Statement

Filed By: Defendant Nevada State of

Case Appeal Statement

**HEARINGS**

03/23/2021



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

*Plaintiff's Motion for Evidentiary Hearing*

Off Calendar; Plaintiff's Motion for Evidentiary Hearing

Journal Entry Details:

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

04/01/2021



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

Denied;

Journal Entry Details:

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

## DISTRICT COURT CIVIL COVER SHEET

A-21-827381-W

Dept. 12

County, Nevada

Case No. \_\_\_\_\_  
(Assigned by Clerk's Office)**I. Party Information** (provide both home and mailing addresses if different)

|   |  |
|---|--|
| Plaintiff(s) (name/address/phone):<br>Arnold Anderson | Defendant(s) (name/address/phone):<br>Jerry Howell, Warden |
|   |  |
|   |  |
| Attorney (name/address/phone):                        | Attorney (name/address/phone):                             |
|   |  |
|   |  |

**II. Nature of Controversy** (please select the one most applicable filing type below)**Civil Case Filing Types**

|  |  |  |
|--|--|--|
| <b>Real Property</b><br><b>Landlord/Tenant</b><br><input type="checkbox"/> Unlawful Detainer<br><input type="checkbox"/> Other Landlord/Tenant<br><b>Title to Property</b><br><input type="checkbox"/> Judicial Foreclosure<br><input type="checkbox"/> Other Title to Property<br><b>Other Real Property</b><br><input type="checkbox"/> Condemnation/Eminent Domain<br><input type="checkbox"/> Other Real Property  | <b>Negligence</b><br><input type="checkbox"/> Auto<br><input type="checkbox"/> Premises Liability<br><input type="checkbox"/> Other Negligence<br><b>Malpractice</b><br><input type="checkbox"/> Medical/Dental<br><input type="checkbox"/> Legal<br><input type="checkbox"/> Accounting<br><input type="checkbox"/> Other Malpractice   | <b>Torts</b><br><b>Other Torts</b><br><input type="checkbox"/> Product Liability<br><input type="checkbox"/> Intentional Misconduct<br><input type="checkbox"/> Employment Tort<br><input type="checkbox"/> Insurance Tort<br><input type="checkbox"/> Other Tort  |
| <b>Probate</b><br><b>Probate</b> (select case type and estate value)<br><input type="checkbox"/> Summary Administration<br><input type="checkbox"/> General Administration<br><input type="checkbox"/> Special Administration<br><input type="checkbox"/> Set Aside<br><input type="checkbox"/> Trust/Conservatorship<br><input type="checkbox"/> Other Probate<br><b>Estate Value</b><br><input type="checkbox"/> Over \$200,000<br><input type="checkbox"/> Between \$100,000 and \$200,000<br><input type="checkbox"/> Under \$100,000 or Unknown<br><input type="checkbox"/> Under \$2,500 | <b>Construction Defect &amp; Contract</b><br><b>Construction Defect</b><br><input type="checkbox"/> Chapter 40<br><input type="checkbox"/> Other Construction Defect<br><b>Contract Case</b><br><input type="checkbox"/> Uniform Commercial Code<br><input type="checkbox"/> Building and Construction<br><input type="checkbox"/> Insurance Carrier<br><input type="checkbox"/> Commercial Instrument<br><input type="checkbox"/> Collection of Accounts<br><input type="checkbox"/> Employment Contract<br><input type="checkbox"/> Other Contract | <b>Judicial Review/Appeal</b><br><b>Judicial Review</b><br><input type="checkbox"/> Foreclosure Mediation Case<br><input type="checkbox"/> Petition to Seal Records<br><input type="checkbox"/> Mental Competency<br><b>Nevada State Agency Appeal</b><br><input type="checkbox"/> Department of Motor Vehicle<br><input type="checkbox"/> Worker's Compensation<br><input type="checkbox"/> Other Nevada State Agency<br><b>Appeal Other</b><br><input type="checkbox"/> Appeal from Lower Court<br><input type="checkbox"/> Other Judicial Review/Appeal |
| <b>Civil Writ</b><br><input checked="" type="checkbox"/> Writ of Habeas Corpus<br><input type="checkbox"/> Writ of Mandamus<br><input type="checkbox"/> Writ of Quo Warrant<br><input type="checkbox"/> Writ of Prohibition<br><input type="checkbox"/> Other Civil Writ   |  | <b>Other Civil Filing</b><br><input type="checkbox"/> Compromise of Minor's Claim<br><input type="checkbox"/> Foreign Judgment<br><input type="checkbox"/> Other Civil Matters   |

Business Court filings should be filed using the Business Court civil coversheet.

January 5, 2021

Date

PREPARED BY CLERK

Signature of initiating party or representative

See other side for family-related case filings.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Writ of Habeas Corpus**

**COURT MINUTES**

**March 23, 2021**

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

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

**HEARD BY:** Leavitt, Michelle

**COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Haly Pannullo

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Writ of Habeas Corpus**

**COURT MINUTES**

**April 01, 2021**

---

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

---

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

**HEARD BY:** Leavitt, Michelle

**COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Haly Pannullo

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

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

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



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

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

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

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

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

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

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

- ☐ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)\*\*
  - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)\*\*
- ☐ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)\*\*
  - NRAP 7: Bond For Costs On Appeal in Civil Cases
  - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- ☐ Case Appeal Statement
  - NRAP 3 (a)(1), Form 2
- ☒ Order
- ☒ Notice of Entry of Order

---

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

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

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

---

***\*\*Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

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

ARNOLD ANDERSON,

Plaintiff(s),

vs.

JERRY HOWELL, WARDEN SDCC,

Defendant(s),

Case No: A-21-827381-W

Dept No: XII

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 27 day of May 2021.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk

