

Steven D. Grierson

In the Eighth Judicial District
Court of Clark County

Electronically Filed
Oct 26 2021 03:57 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No. A-21-839313-W
Dept: 18

Denzel Dorsey
defendant,

Vs.

The State of Nevada
Plaintiff,

Notice of Appeal

I, defendant, Denzel Dorsey, would like to appeal the Court decision that was made on the defendant's Writ of Habeas Corpus (post conviction). The Court denied the defendant's Writ of habeas Corpus on September 23, 2021.

Dated this 14th day of October 2021

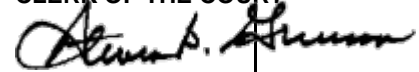
DD
defendant

Denzel Dorsey
H.D.S.P.
P.O. Box # 650
Indian Springs, NV
89670

RECEIVED

OCT 18 2021

CLERK OF THE COURT



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

10 DENZEL DORSEY,

11 Plaintiff(s),

12 vs.

13 BRIAN E. WILLIAMS,

14 Defendant(s),
15

Case No: A-21-839313-W

Dept No: VI

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Denzel Dorsey

20 2. Judge: Jacqueline M. Bluth

21 3. Appellant(s): Denzel Dorsey

22 Counsel:

23 Denzel Dorsey #1099468
24 P.O. Box 650
Indian Springs, NV 89070

25 4. Respondent (s): Brian E. Williams

26 Counsel:

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

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
***Expires 1 year from date filed*
Appellant Filed Application to Proceed in Forma Pauperis: No
Date Application(s) filed: N/A

9. Date Commenced in District Court: August 11, 2021

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

Type of Judgment or Order Being Appealed: Civil Writ of Habeas Corpus

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 83644

12. Child Custody or Visitation: N/A

13. Possibility of Settlement: Unknown

Dated This 21 day of October 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: Denzel Dorsey

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-21-839313-W

Denzel Dorsey, Plaintiff(s)
vs.
Brian E. Williams, Defendant(s)

§
§
§
§
§
§

Location: **Department 6**
 Judicial Officer: **Bluth, Jacqueline M.**
 Filed on: **08/11/2021**
 Case Number History:
 Cross-Reference Case **A839313**
 Number:
 Supreme Court No.: **83644**

CASE INFORMATION

Related Cases
 C-17-323324-1 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **08/11/2021 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-21-839313-W
 Court Department 6
 Date Assigned 09/07/2021
 Judicial Officer Bluth, Jacqueline M.

PARTY INFORMATION

Plaintiff **Dorsey, Denzel**

Lead Attorneys

Pro Se

Defendant **Brian E. Williams**


Wolfson, Steven B
Retained
 702-671-2700(W)


DATE


EVENTS & ORDERS OF THE COURT


INDEX

EVENTS


08/11/2021  Inmate Filed - Petition for Writ of Habeas Corpus
 Party: Plaintiff Dorsey, Denzel
[1] Post Conviction

08/11/2021  Memorandum of Points and Authorities
 Filed By: Plaintiff Dorsey, Denzel
[2] Memorandum of Points and Authorities In Support of Writ of Habeas Corpus

08/12/2021  Order for Petition for Writ of Habeas Corpus
[3] Order for Petition for Writ of Habeas Corpus

09/03/2021  Response
[4] State's Response to Petition for Writ of Habeas Corpus (Post Conviction)

09/07/2021 Case Reassigned to Department 6
From Judge Mary Kay Holthus to Judge Jacqueline Bluth

10/11/2021  Notice of Appeal
[5] Notice of Appeal

CASE SUMMARY

CASE NO. A-21-839313-W

10/13/2021



Case Appeal Statement

Filed By: Plaintiff Dorsey, Denzel

[6] Case Appeal Statement

10/19/2021



Notice of Appeal

[7] Notice of Appeal

10/21/2021



Case Appeal Statement

Filed By: Plaintiff Dorsey, Denzel

Case Appeal Statement

HEARINGS

09/23/2021



Petition for Writ of Habeas Corpus (11:00 AM) (Judicial Officer: Hardy, Joe)

Denied;

Journal Entry Details:

Having reviewed the Petition for Writ of Habeas Corpus, as well as the State's Response, and ruling without hearing any oral argument, COURT ORDERED the Petition for Writ of Habeas Corpus, was hereby DENIED for all the reasons set forth in the State's Response, FINDING the following: (1) the Petitions claims were outside the scope of a Writ of Habeas Corpus; (2) Petitioner failed to establish good cause, or show any prejudice; (3) Petitioner's in-court identification claim, as well as the Brady claim, were outside the scope of Habeas review; (4) the claim of ineffective assistance of counsel was outside the scope of Habeas review, and lacked merit; (5) the finding in point four applied to the various attorneys the Defendant had, including pre-trial attorneys, the attorney of record at the time of trial, and any appellate attorneys; (6) Petitioner's claim that they were coerced into entering into the guilty plea was belied by the record; (7) Petitioner's claim that the Court abused its discretion by denying the Motion to Withdraw Guilty Plea, had already been ruled upon; (8) the Court of Appeals found that Petitioner brought their claim on direct appeal; (9) Petitioner failed to establish cumulative error; and (10) Petitioner was not entitled to an Evidentiary Hearing. The State to prepare the written Order. NDC CLERK'S NOTE: A copy of this minute order was provided to the Petitioner via U.S. Mail: Denzel Dorsey #1099468 [High Desert State Prison P.O. Box 650 Indian Springs, NV 89070]. (KD 9/27/2021);

Writ of Habeas Corpus

COURT MINUTES

September 23, 2021

A-21-839313-W Denzel Dorsey, Plaintiff(s)
vs.
Brian E. Williams, Defendant(s)

September 23, 2021 11:00 AM Petition for Writ of Habeas Corpus

HEARD BY: Hardy, Joe COURTROOM: RJC Courtroom 11D

COURT CLERK: Duncan, Kristin

RECORDER: Yarbrough, Matt

REPORTER:

PARTIES PRESENT:

Alicia A. Albritton Attorney for Defendant

JOURNAL ENTRIES

Having reviewed the Petition for Writ of Habeas Corpus, as well as the State's Response, and ruling without hearing any oral argument, COURT ORDERED the Petition for Writ of Habeas Corpus, was hereby DENIED for all the reasons set forth in the State's Response, FINDING the following: (1) the Petitioner's claims were outside the scope of a Writ of Habeas Corpus; (2) Petitioner failed to establish good cause, or show any prejudice; (3) Petitioner's in-court identification claim, as well as the Brady claim, were outside the scope of Habeas review; (4) the claim of ineffective assistance of counsel was outside the scope of Habeas review, and lacked merit; (5) the finding in point four applied to the various attorneys the Defendant had, including pre-trial attorneys, the attorney of record at the time of trial, and any appellate attorneys; (6) Petitioner's claim that they were coerced into entering into the guilty plea was belied by the record; (7) Petitioner's claim that the Court abused its discretion by denying the Motion to Withdraw Guilty Plea, had already been ruled upon; (8) the Court of Appeals found that Petitioner brought their claim on direct appeal; (9) Petitioner failed to establish cumulative error; and (10) Petitioner was not entitled to an Evidentiary Hearing.

The State to prepare the written Order.

NDC

CLERK'S NOTE: A copy of this minute order was provided to the Petitioner via U.S. Mail: Denzel Dorsey #1099468 [High Desert State Prison P.O. Box 650 Indian Springs, NV 89070]. (KD 9/27/2021)



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

DENZEL DORSEY #1099468
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: October 21, 2021
CASE: A-21-839313-W

RE CASE: DENZEL DORSEY vs. BRIAN E. WILLIAMS

NOTICE OF APPEAL FILED: October 19, 2021

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

DENZEL DORSEY,

Plaintiff(s),

vs.

BRIAN E. WILLIAMS,

Defendant(s),

Case No: A-21-839313-W

Dept No: VI

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 21 day of October 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk