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"original"

FILED

JAN 05 '92

IN THE SUPREME COURT OF THE STATE OF NEVADA

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY: *[Signature]*  
DEPUTY CLERK

INDICATE FULL CAPTION:

#A071-639-105

Fredys Arcángel Martínez  
Plaintiff

VS:

The State of Nevada  
Defendant.

supreme. NO. 83195-COA

No. 06C226586

DOCKETING STATEMENT  
CRIMINAL APPEALS

(Including appeals from pretrial and post-conviction rulings and other requests for post-conviction relief)

Actually Innocent 28 U.S.C.S.  
§2244(d)(1)...

GENERAL INFORMATION

1. Judicial District Court County of Clark  
Judge Bell Stewart, Kathleen E. Delane; District Ct Case No. 06C226586  
Mosley, Donald. Judge.

2. If the defendant was given a sentence,

(a) what is the sentence?

Five years to life, and -t- five years to life, the Judge  
giveme the double Jeady with not the present of the  
jury.

(b) has the sentence been stayed pending appeal?

yes

(c) was defendant admitted to bail pending appeal?

NO - \$0.00

3. Was counsel in the district court appointed ☒ or retained ☐?

yes but not investigation done.

4. Attorney filing this docketing statement:

Attorney \_\_\_\_\_ Telephone \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_

Client(s) \_\_\_\_\_

5. Is appellate counsel appointed ☐ or retained ☐? N/A



If this is a joint statement by multiple appellants, add the names and addresses of other counsel on an additional sheet accompanied by a certification that they concur in the filing of this statement.

6. Attorney(s) representing respondent(s):

Attorney Betsy Allen Telephone 702-386-9700

Firm: \_\_\_\_\_

Address: P.O. Box 46991, Las Vegas, NV 89114.  
Attorney, Debra A. Bookout, Teleph. 702-388-6577; 388-5131; 411 E. Bonne-  
Ville Ave, #250, Las Vegas, NV 89101.

Client(s) Fredys Arcángel Martínez #1003276

Attorney Hammers, Public Defender Telephone \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_

Client(s) Fredys Arcángel Martínez #A071-639-105

(List additional counsel on separate sheet if necessary)

7. Nature of disposition below:

- ☒ Judgment after bench trial
- ☒ Judgment after jury verdict
- ☐ Judgment upon guilty plea
- ☐ Grant of pretrial motion to dismiss
- ☐ Parole/Probation revocation
- ☒ Motion for new trial
  - ☐ grant ☒ denial
- ☐ Motion to withdraw guilty plea
  - ☐ grant ☐ denial

- ☐ Grant of pretrial habeas
- ☐ Grant of motion to suppress evidence
- ☒ Post-conviction habeas (NRS ch. 34)
  - ☐ grant ☒ denial

☒ Other disposition (specify)

All the petition that I make  
to the District Court, Supreme  
Court, Habeas Corpus pos Combition,  
and 9th circuit, Washington, D.C.  
Supreme Court.

8. Does this appeal raise issues concerning any of the following:

☐ death sentence

☒ life sentence

☐ juvenile offender

☒ pretrial proceedings

9. **Expedited appeals:** The court may decide to expedite the appellate process in this matter. Are you in favor of proceeding in such manner?

Yes ☐

No ☒

*Because maybe not do all the embestigation lyke in the beginning, and the appeal's.*

10. **Pending and prior proceedings in this court.** List the case name and docket number of all appeals or original proceedings presently or previously pending before this court which are related to this appeal (e.g., separate appeals by co-defendants, appeal after post-conviction proceedings): *District Court case.*

*06C226586; 05GJ00145; Supreme Court. No. 56153; 57197; 58023; 58050; 58215; 69277; 69596; 70244; 70641; 75760; 79405; 81529; 83195; 21EW 00022 ZB; 49608; 55890; 83486; 83486; 3:10-CV-00777-LRH-VPC;*

11. **Pending and prior proceedings in other courts.** List the case name, number and court of all pending and prior proceedings in other courts that are related to this appeal (e.g., habeas corpus proceedings in state or federal court, bifurcated proceedings against co-defendants):

*06C226586; 05GJ00145; 56153; 57197; 58023; 58050; 58215; 69277; 69596; 70244; 70641; 75760; 79405; 81529; 83195; 21EW 00022 ZB; 49608; 55890; 83486; 83486; 3:10-CV-00777-LRH-VPC;*

12. **Nature of action.** Briefly describe the nature of the action and the result below:

*Criminal case, we win one part in the court one charge's. I am appeal's three charge's, the issue involved in this case will require investigation with the petitioner cannot do while confined in prison, the petitioner has very limited knowledge - o - of the Law and processes there of, and very poor in the English, because hi is Immigrant. I am an Actually Innocent 28 U.S.C.S. § 2244(d)(1)...*

*V.S.C.I.S; N.S.C; D.A.A.I.C; F.B.I; N.C.N.*

13. Issues on appeal. State concisely the principal issue(s) in this appeal:

I am an actually Innocent 28 U.S.C.S. § 2244(d)(1)...  
The reason that I appeal is because they was mach of coruption  
and discrimination in this case with me, the police of mesquite  
Nevada don't present the all reoport in detail where I was or  
with ~~who~~ who I was the day of my arested, or where or in what place  
was the car or the car keys in that day of my arest, in 8-16-2006.  
All the detective's of Las Vegas Nevada Presented a False reoport,  
and False evidence, and False photograph, all becaus I am a  
hispanic Latino immigrant in this County. The descrimination  
was bery big...  
The Police or the detective of mesquite Nevada and Las Vegas  
Nevada neber reoport where was M. Bianca marina Hernandez,  
in the day of my arested in mesquite Nevada, I suffer mach of  
Intimination, Indiference's, and discrimination, Coruption, for  
the Police, and detective's, and bay the Judge of the dist-  
rict court, and Nevada police and detective's, of Nevada,  
and manipulation and alteration of enbestigation...

14. Constitutional issues. If the State is not a party and if this appeal challenges the constitutionality of a statute or municipal ordinance, have you notified the clerk of this court and the attorney general in accordance with NRAP 44 and NRS 30.130?

N/A ☐ Yes ☒ No ☐

If not, explain

15. Issues of first-impression or of public interest. Does this appeal present a substantial legal issue of first-impression in this jurisdiction or one affecting an important public interest?

First-impression: Yes ☒ No ☐  
Public interest: Yes ☒ No ☐



16. **Length of trial.** If this action proceeded to trial or evidentiary hearing in the district court, how many days did the trial or evidentiary hearing last?

2 days

17. **Oral argument.** Would you object to submission of this appeal for disposition without oral argument?

Yes ☒ No ☐

#### TIMELINESS OF NOTICE OF APPEAL

18. Date district court announced decision, sentence or order appealed from 30 days

19. Date of entry of written judgment or order appeal from 6-4-2007

(a) If no written judgment or order was filed in the district court, explain the basis for seeking appellate review:

Because the Judge of the district court infringe my civil-right, and also the police, and the detectives of The State of Nevada, Mesquite Nevada, and Las Vegas Nevada, and prison officers.

20. If this appeal is from an order granting or denying a petition for a writ of habeas corpus, indicate the date written notice of entry of judgment or order was served by the district court

(a) Was service by delivery ☐ or by mail ☒.

21. If the time for filing the notice of appeal was tolled by a post judgment motion,

(a) Specify the type of motion, and the date of filing of the motion:

Arrest judgment 6-16-2006

Date filed SEPT, 29-2006

New trial Denaid

Date filed 4-30-2010

(newly discovered evidence)

New trial all Denaid

Date filed 4-30-2010

(other grounds).

(b) Date of entry of written order resolving motion 2010

22. Date notice of appeal filed 6-4-2007

23. Specify statute or rule governing the time limit for filing the notice of appeal, e.g., NRAP 4(b), NRS 34.560, NRS 34.575, NRS 177.015(2), or other 28 U.S.C.S. § 2244(d)(1)...

### SUBSTANTIVE APPEALABILITY

24. Specify statute, rule or other authority that grants this court jurisdiction to review from:

NRS 177.015(1)(b)	<u>all</u>	NRS 34.560	<u>all</u>
NRS 177.015(1)(c)	<u>all</u>	NRS 34.575(1)	<u>all</u>
NRS 177.015(2)	<u>all</u>	NRS 34.575(2)	<u>all</u>
NRS 177.015(3)	<u>all</u>	Other (specify)	<u>all</u>
NRS 177.055	<u>all</u>		

### VERIFICATION

I certify that the information provided in this docketing statement is true and complete to the best of my knowledge, information and belief.

#A071-639-105

Fredy's Arcangel Martinez  
Name of appellant

N/A

Name of counsel of record

1-2-2022

Date

N/A

Signature of counsel of record

### CERTIFICATE OF SERVICE

I certify that on the 2 day of January, 2022, I served a copy of this completed docketing statement upon all counsel of record:

☐ by personally serving it upon him/her; or

☒ by mailing it by first class mail with sufficient postage prepaid to the following address(es):

Dated this 2 day of January, 2022.

Fredy's Arcangel Martinez  
Signature

In Pro Se