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Apr 19 2021 04:32 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

SHAWN GLOVER JR.,
Appellant,

vs.

STATE OF NEVADA,
Respondent.

CASE NO.: 82700

DOCKETING STATEMENT

GENERAL INFORMATION

1. Judicial District: **Eighth Judicial District** County: **Clark County**
Judge: **Honorable Michael Villani** District Ct. Case No.: **A-20-821176-W**
C-16-312448-1
2. If the defendant was given a sentence,
(a) What is the sentence?: **As to Count 1 – First Degree Murder With Use of a**
Deadly Weapon – LIFE in the Nevada Department of Corrections (NDOC)
without the possibility of parole, plus a consecutive maximum sentence of one-
hundred-eighty (180) months and a minimum of forty-eight (48) months in the
NDOC for Use of a Deadly Weapon; As to Count 2 – Ownership or Possession of
A Firearm By Prohibited Person – A maximum sentence of seventy-two (72)
months and a minimum of twenty-eight (28) months in NDOC, concurrent with
Count 1; As to Count 3 – Discharge of Firearm From or Within A structure of

1 **Vehicle - A maximum sentence of one-hundred-eighty (180) months and a**
2 **minimum of sixty (60) months in NDOC, concurrent with Counts 1 and 2.**

3 **Appellant was given one thousand eleven (1011) days of credit for time served.**

4 (b) Has the sentence been stayed pending appeal: **No.**

5 (c) Was the defendant admitted to bail pending appeal: **No.**

6 3. Was counsel in the district court appointed or retained: **Appointed.**

7 4. Attorney filing this docketing statement:

8 **LUCAS J. GAFFNEY, ESQ.**
9 **GAFFNEY LAW**
 702-742-2055
10 **1050 Indigo Drive, Suite 120**
 Las Vegas, NV 89145
11 **Attorney for Appellant**

12 5. Is appellate counsel appointed or retained: **Appointed.**

13 6. Attorney(s) representing Respondent(s):

14 **STEVEN B. WOLFSON**
 Clark County District Attorney
15 **200 Lewis Avenue**
 Las Vegas, Nevada 89155
16 **Attorney for Respondent**

17 7. Nature of disposition below: **Guilty verdict following jury trial.**

18 8. Does this appeal raise issues concerning any of the following: 1) death sentence; 2)
19 juvenile offender; 3) life sentence; 4) pretrial proceedings: **Pretrial Proceedings.**

20 9. Expedited appeals – The court may decide to expedite the appellate process in this
21 matter. Are you in favor of proceeding in such manner: **No.**

22 10. List the case name and docket number of all appeals or original proceedings presently
23 or previously pending before this court which are related to this appeal:

24 **Nevada Supreme Court case numbers: 77425**

11. List the case name, number and court of all pending and prior proceedings in other courts that are related to this appeal:

a) Trial:

State of Nevada v. Shawn Glover Jr.:

C-16-312448

b) Post Conviction:

Shawn Glover v. State of Nevada

Petition for Writ of Habeas Corpus (Post-Conviction)

A-20-821176-W

12. Nature of the action: **(1) Appeal from the denial of Petition for Writ of Habeas Corpus (post-conviction).**

13. Issue(s) on appeal:

a) Whether the district court erred in denying Shawn Glover Jr.'s claims for ineffective assistance of counsel in his Petition for Writ of Habeas Corpus.

i. Whether trial counsel provided ineffective assistance to Appellant by failing to object to testimonial hearsay introduced in violation of Crawford v. Washington.

ii. Whether trial counsel provided ineffective assistance to Appellant by possessing a conflict of interest resulting from the public defender's office previous representation of the victim in a criminal case.

14. 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.**

1 15. Briefly set forth whether the matter is presumptively retained by the Supreme Court or
2 assigned to the Court of Appeals under NRAP 17, and cite the subparagraph(s) of the
3 Rule under which the matter falls. If appellant believes that the Supreme Court should
4 retain the case despite its presumptive assignment to the Court of Appeals, identify the
5 specific issue(s) or circumstance(s) that warrant retaining the case, and include an
6 explanation of their importance or significance:

7 **Pursuant to NRAP 17(b)(1), this matter is presumptively assigned to the Court of**
8 **Appeals.**

9 16. Does this appeal present a substantial legal issue of first-impression in this jurisdiction
10 or one affecting an important public interest: **No.**

11 17. Length of trial – **five (5) days.** Length of Evidentiary Hearing – **N/A.**

12 18. Would you object to submission of this appeal for disposition without oral argument:
13 **No.**

14 **TIMELINESS OF NOTICE OF APPEAL**

15 19. Date district court announced decision, sentence or order appealed from: **February 5,**
16 **2021.**

17 20. Date of entry of written judgment or order appealed from: **February 25, 2021.**

18 21. If this appeal is from an order granting or denying a petition for writ of habeas corpus,
19 indicate the date written notice of entry of judgment or order was served by the district
20 court: **March 1, 2021.**

21 22. Has the time for filing the notice of appeal been tolled by a post judgment motion: **No.**

22 23. Date notice of appeal filed: **March 26, 2021.**

23 24. Specify statute or rule governing the time limit for filing the notice of appeal: **Nevada**
24 **Rule of Appellate Procedure 4(b)(1)(A).**

SUBSTANTIVE APPEALABILITY

25. Specify statute, rule or other statutory authority that grants this court jurisdiction to review from: **NRS 177.015 (3) and (4).**

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Name of appellant: Shawn Glover Jr.

Name of counsel of record: Lucas J. Gaffney, Esq.

DATED this 19th day of April, 2021.

By: /s/ Lucas J. Gaffney
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