

Steven D. Grierson

1 Corey Johnson / In Proper Person

2 P.O. Box 656

3 Indian Springs NV 89018

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

8th Judicial District Court
Clark County Nevada

Corey Johnson
Petitioner

Case No. A-21-828907-W
Dept. No 24

V
State of Nevada
Respondents

Notice of Appeal

Notice is hereby given that the Petitioner
Corey Johnson by and through himself In
Pro Per Person does now Appeal to the Supreme
Court of the State of Nevada, the decision
of the District Court Denial of Petition for
Writ of Habeas Corpus

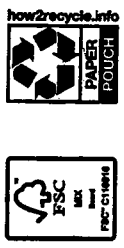
Dated this June 19 2021

Respectfully Submitted
Corey Johnson
In Proper Person

06/21/2021
ComBasPrice

US POSTAGE \$007.40

ZIP 89101
011E12650516



HDSP PRESS FI

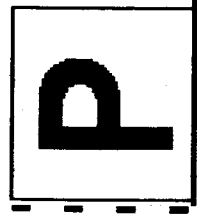
JUN 20 2021

UNIT 4 AB



PRIORITY MAIL

FROM: Corey Johnson
14DSP 9500
P.O. Box 656
Indian Springs 8



COMMERCIAL BASE PRICING

ance (restrictions apply).
ternational destinations.

USPS PRIORITY MAIL

VICTOR JOHNSON
LAS VEGAS STATE MAIL SERVICES
555 E WASHINGTON AVE #1200
LAS VEGAS NV 89101

orm is required.

ns exclusions see the
ity and limitations of coverage.

SHIP REGIONAL JUSTICE CENTER
TO: 200 LEWIS AVE

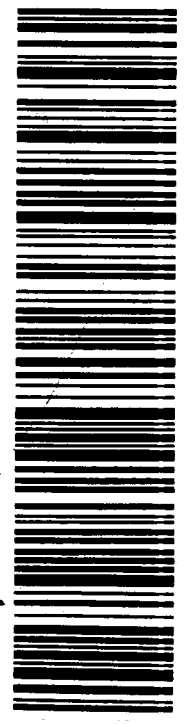
LAS VEGAS NV 89101-6300

TO:

Regional Justice Center
c/o Clerk of Court Dept
200 Lewis Ave
Las Vegas NV 89155

3762

USPS TRACKING #

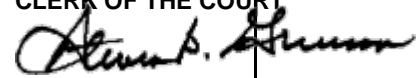


9205 5901 6510 8000 0986 70

To schedule free Package Pickup,
scan the QR code.



11855 001/01/01/10



ASTA

**IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA IN AND FOR
THE COUNTY OF CLARK**

COREY JOHNSON,

Plaintiff(s),

vs.

STATE OF NEVADA; DEPT. OF
CORRECTIONS; WARDEN CALVIN JOHNSON,

Defendant(s),

Case No: A-21-828907-W

Dept No: XXIV

CASE APPEAL STATEMENT

1. Appellant(s): Corey Johnson

2. Judge: Erika Ballou

3. Appellant(s): Corey Johnson

Counsel:

Corey Johnson #95007
P.O. Box 650
Indian Springs, NV 89070

4. Respondent (s): Respondent

Counsel:

Aaron D. Ford, Attorney General
555 E. Washington Ave., Ste. 3900

Las Vegas, NV 89101-1068

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: February 4, 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: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

13. Possibility of Settlement: Unknown

Dated This 24 day of June 2021.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

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

cc: Corey Johnson

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-21-828907-W

Corey Johnson, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

§
§
§
§
§

Location: Department 24
Judicial Officer: Ballou, Erika
Filed on: 02/04/2021
Cross-Reference Case Number: A828907

CASE INFORMATION

Case Type: Writ of Habeas Corpus
Subtype: Time Computation Writ
Case Status: 02/04/2021 Open

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-21-828907-W
Court Department 24
Date Assigned 02/04/2021
Judicial Officer Ballou, Erika

PARTY INFORMATION

Lead Attorneys





Plaintiff	Johnson, Corey	Pro Se
Defendant	Department of Corrections Removed: 05/18/2021 Dismissed	Samuels, Katrina A <i>Retained</i> 702-486-3770(W)
	Nevada State of	Samuels, Katrina A <i>Retained</i> 702-486-3770(W)
	Warden Calvin Johnson Removed: 05/18/2021 Dismissed	Samuels, Katrina A <i>Retained</i> 702-486-3770(W)

DATE


EVENTS & ORDERS OF THE COURT

INDEX


EVENTS

02/04/2021	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Plaintiff Johnson, Corey <i>Petition for Writ of Habeas</i>
03/22/2021	 Order for Petition for Writ of Habeas Corpus <i>Order For Petition For Writ Of Habeas Corpus</i>
04/12/2021	 Motion to Dismiss Filed By: Defendant Nevada State of; Defendant Department of Corrections; Defendant Warden Calvin Johnson <i>Motion to Dismiss</i>
05/18/2021	 Decision and Order <i>Decision and Order</i>

CASE SUMMARY
CASE NO. A-21-828907-W

05/19/2021  Notice of Entry of Order
Filed By: Defendant Nevada State of
Notice of Entry of Order


06/23/2021  Notice of Appeal
Notice of Appeal


06/24/2021  Case Appeal Statement
Filed By: Plaintiff Johnson, Corey
Case Appeal Statement

DISPOSITIONS

05/18/2021 **Order of Dismissal** (Judicial Officer: Ballou, Erika)
Debtors: Nevada State of (Defendant), Department of Corrections (Defendant), Warden Calvin Johnson (Defendant)
Creditors: Corey Johnson (Plaintiff)
Judgment: 05/18/2021, Docketed: 05/20/2021

HEARINGS

03/22/2021  **Minute Order** (1:00 PM) (Judicial Officer: Ballou, Erika)
Minute Order - No Hearing Held;
Journal Entry Details:
The Order for Petition for Writ of Habeas Corpus filed on March 18, 2021 was erroneously filed. COURT ORDERED, the Order for Petition for Writ of Habeas Corpus STRICKEN. CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File & Serve.//rh;

05/14/2021  **Minute Order** (2:00 PM) (Judicial Officer: Ballou, Erika)
Minute Order - No Hearing Held;
Journal Entry Details:
Pursuant to NRS 34.810(2), Petitioner's Writ of Habeas Corpus filed on February 24, 2021, is hereby DISMISSED as it is a successive petition lacking new or different grounds for relief. This Court further finds that Petitioner has failed to show good cause and prejudice for his failure to include the ineffective assistance of counsel claim in his previous petitions. Evans v. State, 117 Nev. 609, 646-47, 29 P.3d 498, 523 (2001) (Court must dismiss a habeas petition if it presents claims that either were or could have been presented in an earlier proceeding, unless the court finds both cause for failing to present the claims earlier or for raising them again and actual prejudice to the petitioner). The proceedings scheduled for 5/18/21 are hereby OFF CALENDAR. CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File & Serve; mailed to: Corey Johnson #95007, P.O.Box 650, Indian Springs, NV, 89070.//rh;

05/18/2021 **CANCELED Petition for Writ of Habeas Corpus** (9:00 AM) (Judicial Officer: Ballou, Erika)
Vacated

05/18/2021 **CANCELED Motion to Dismiss** (9:00 AM) (Judicial Officer: Ballou, Erika)
Vacated
Respondent's Motion to Dismiss

DISTRICT COURT CIVIL COVER SHEET

XXIV

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)

Corey Johnson # 95007
 Hn B P
 PO BOX 650
 Indian Springs NV 89070

Defendant(s) (name/address/phone)

State of Nevada
 Dept of Corrections
 Warden Calvin Johnson

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**

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

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

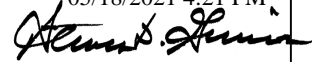
2/4/21

Date

Prepared by the Clerk

Signature of initiating party or representative

See other side for family-related case filings


CLERK OF THE COURT

1 **DAO**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5 COREY JOHNSON,

6 Petitioner,

7 vs.

8 STATE OF NEVADA,

9 Respondents.

Case No. A-21-828907-W

Dept. No. XXIV

10
11 **DECISION AND ORDER**

12 THIS CAUSE came before the Honorable Erika Ballou on May 14, 2021, for review of Corey
13 Johnson's Petition for Writ of Habeas Corpus (Post-Conviction) ("Petition") filed on February 4, 2021.
14 Respondents filed a response on April 12, 2021. At the hearing, the Court did not entertain argument.
15 Pursuant to NRS 34.770(2), the Court makes its decision based solely upon the pleadings without the
16 need of an evidentiary hearing.

17 THE COURT FINDS that Petitioner Corey Johnson ("Mr. Johnson") is currently incarcerated at
18 High Desert State Prison and is serving time for criminal acts he committed on or about May 19, 2009
19 (*Case No. 10C263976*); on or about September 25, 2009 (*Case No. 09C260737*); and on or between
20 February 1, 2010 and February 24, 2010 (*Case No. 10C264344*). The Eighth Judicial District Court
21 adjudicated Mr. Johnson guilty of Burglary (*Case No. 10C263976*), Attempt Theft (*Case No.*
22 *09C260737*), and Possession or Sale of Document or Personal Identifying Information (*Case No.*
23 *10C264344*), all category B felonies.

24 THE COURT FURTHER FINDS that Mr. Johnson was sentenced to three concurrent terms of
25 twenty years in prison with a minimum parole eligibility of five years. Mr. Johnson has since filed a
26 Petition on February 4, 2021.

27 WHEREFORE THE COURT CONCLUDES that pursuant to NRS 34.810(2), a second or
28 successive petition must be dismissed if the judge or justice determines that it fails to allege new or

1 different grounds for relief and that the prior determination was on the merits or, if new and different
2 grounds are alleged, the judge or justice finds that the failure of the petitioner to assert those grounds in
3 a prior petition constituted an abuse of the writ. However, a petitioner can overcome the dismissal of his
4 second or successive petition by pleading and proving specific facts that demonstrate good cause for
5 failing to present his claims and actual prejudice. NRS 34.810(3).

6 WHEREFORE THE COURT FURTHER CONCLUDES that in Case No. *A-20-821716-W*, Mr.
7 Johnson filed a Petition for Writ of Habeas Corpus on September 23, 2020 challenging his parole
8 revocation hearing. The same arguments in Mr. Johnson's Petition for Writ of Habeas Corpus in Case
9 No. *A-20-821716-W* are also alleged in his current Petition. On November 25, 2020, the district court
10 issued a decision and order finding that Mr. Johnson violated the terms and conditions of his parole, his
11 preliminary inquiry and parole revocation hearing did not violate his right to due process, his credits were
12 properly forfeited, and he is not entitled to his original parole expiration dates. Because Mr. Johnson has
13 failed to allege new or different grounds for relief and the district court's prior determination of *A-20-*
14 *821716-W* was on the merits, his successive petition is dismissed.

15 WHEREFORE THE COURT FURTHER CONCLUDES that in his Petition, Mr. Johnson also
16 claims that he was denied the right to obtain counsel during his preliminary inquiry and that his counsel
17 was ineffective during his parole revocation hearing. Even though Mr. Johnson has alleged new or
18 different grounds for relief in his successive petition, he has still failed to demonstrate good cause and
19 actual prejudice to overcome his failure of not presenting these claims in his prior petition. *See Evans v.*
20 *State*, 28 P.3d 498, 523 (2001) (Court must dismiss a habeas petition if it presents claims that either were
21 or could have been presented in an earlier proceeding unless the court finds both cause for failing to
22 present the claims earlier or for raising them again and actual prejudice to the petitioner). Since Mr.
23 Johnson challenged new or different grounds for relief, and has not demonstrated good cause and
24 prejudice as to why such claims were not presented in Case No. *A-20-821716-W*, he cannot use his
25 current Petition as a vehicle to challenge his new and different claims. Due to Mr. Johnson's successive
26 filing, he has committed an abuse of writ and his Petition is dismissed.

27 ///

28 ///

THEREFORE, IT IS HEREBY ORDERED that Mr. Johnson's Petition for Writ of Habeas Corpus is DISMISSED.

IT IS SO ORDERED this 18 day of May, 2021.

Dated this 18th day of May, 2021

Enzo Balbo

The Honorable Erika Ballou
District Court Judge
FEB 25 09 37 43 18

58B 3B0 0767 4248

Erika Ballou

District Court Judge

Submitted by:

AARON D. FORD
Attorney General

/s/ Katrina A. Samuels
Katrina A. Samuels (Bar No. 13394)
Deputy Attorney General

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Corey Johnson, Plaintiff(s)

CASE NO: A-21-828907-W

7 vs.

DEPT. NO. Department 24

8 Nevada State of, Defendant(s)
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 5/18/2021

15 Marsha Landreth

mlandreth@ag.nv.gov

16 Rikki Garate

rgarate@ag.nv.gov

17 Katrina Samuels

KSamuels@ag.nv.gov

18 Cheryl Martinez

cjmartinez@ag.nv.gov

19 Lucas Combs

ljcombs@ag.nv.gov

20
21
22
23
24
25
26
27
28



NEOJ

**DISTRICT COURT
CLARK COUNTY, NEVADA**

COREY JOHNSON,

Petitioner,

Case No: A-21-828907-W

Dept. No: XXIV

vs.

STATE OF NEVADA; ET.AL.,

Respondent,

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that on May 18, 2021, the court entered a decision or order in this matter, a true and correct copy of which is attached to this notice.

You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you must file a notice of appeal with the clerk of this court within thirty-three (33) days after the date this notice is mailed to you. This notice was mailed on May 19, 2021.

STEVEN D. GRIERSON, CLERK OF THE COURT

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk

CERTIFICATE OF E-SERVICE / MAILING

I hereby certify that on this 19 day of May 2021, I served a copy of this Notice of Entry on the following:

☒ By e-mail:

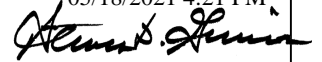
Clark County District Attorney's Office
Attorney General's Office – Appellate Division-

☒ The United States mail addressed as follows:

Corey Johnson # 95007
P.O. Box 650
Indian Springs, NV 89070

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk


CLERK OF THE COURT

1 **DAO**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5 COREY JOHNSON,

6 Petitioner,

7 vs.

8 STATE OF NEVADA,

9 Respondents.

Case No. A-21-828907-W

Dept. No. XXIV

10
11 **DECISION AND ORDER**

12 THIS CAUSE came before the Honorable Erika Ballou on May 14, 2021, for review of Corey
13 Johnson's Petition for Writ of Habeas Corpus (Post-Conviction) ("Petition") filed on February 4, 2021.
14 Respondents filed a response on April 12, 2021. At the hearing, the Court did not entertain argument.
15 Pursuant to NRS 34.770(2), the Court makes its decision based solely upon the pleadings without the
16 need of an evidentiary hearing.

17 THE COURT FINDS that Petitioner Corey Johnson ("Mr. Johnson") is currently incarcerated at
18 High Desert State Prison and is serving time for criminal acts he committed on or about May 19, 2009
19 (*Case No. 10C263976*); on or about September 25, 2009 (*Case No. 09C260737*); and on or between
20 February 1, 2010 and February 24, 2010 (*Case No. 10C264344*). The Eighth Judicial District Court
21 adjudicated Mr. Johnson guilty of Burglary (*Case No. 10C263976*), Attempt Theft (*Case No.*
22 *09C260737*), and Possession or Sale of Document or Personal Identifying Information (*Case No.*
23 *10C264344*), all category B felonies.

24 THE COURT FURTHER FINDS that Mr. Johnson was sentenced to three concurrent terms of
25 twenty years in prison with a minimum parole eligibility of five years. Mr. Johnson has since filed a
26 Petition on February 4, 2021.

27 WHEREFORE THE COURT CONCLUDES that pursuant to NRS 34.810(2), a second or
28 successive petition must be dismissed if the judge or justice determines that it fails to allege new or

1 different grounds for relief and that the prior determination was on the merits or, if new and different
2 grounds are alleged, the judge or justice finds that the failure of the petitioner to assert those grounds in
3 a prior petition constituted an abuse of the writ. However, a petitioner can overcome the dismissal of his
4 second or successive petition by pleading and proving specific facts that demonstrate good cause for
5 failing to present his claims and actual prejudice. NRS 34.810(3).

6 WHEREFORE THE COURT FURTHER CONCLUDES that in Case No. *A-20-821716-W*, Mr.
7 Johnson filed a Petition for Writ of Habeas Corpus on September 23, 2020 challenging his parole
8 revocation hearing. The same arguments in Mr. Johnson's Petition for Writ of Habeas Corpus in Case
9 No. *A-20-821716-W* are also alleged in his current Petition. On November 25, 2020, the district court
10 issued a decision and order finding that Mr. Johnson violated the terms and conditions of his parole, his
11 preliminary inquiry and parole revocation hearing did not violate his right to due process, his credits were
12 properly forfeited, and he is not entitled to his original parole expiration dates. Because Mr. Johnson has
13 failed to allege new or different grounds for relief and the district court's prior determination of *A-20-*
14 *821716-W* was on the merits, his successive petition is dismissed.

15 WHEREFORE THE COURT FURTHER CONCLUDES that in his Petition, Mr. Johnson also
16 claims that he was denied the right to obtain counsel during his preliminary inquiry and that his counsel
17 was ineffective during his parole revocation hearing. Even though Mr. Johnson has alleged new or
18 different grounds for relief in his successive petition, he has still failed to demonstrate good cause and
19 actual prejudice to overcome his failure of not presenting these claims in his prior petition. *See Evans v.*
20 *State*, 28 P.3d 498, 523 (2001) (Court must dismiss a habeas petition if it presents claims that either were
21 or could have been presented in an earlier proceeding unless the court finds both cause for failing to
22 present the claims earlier or for raising them again and actual prejudice to the petitioner). Since Mr.
23 Johnson challenged new or different grounds for relief, and has not demonstrated good cause and
24 prejudice as to why such claims were not presented in Case No. *A-20-821716-W*, he cannot use his
25 current Petition as a vehicle to challenge his new and different claims. Due to Mr. Johnson's successive
26 filing, he has committed an abuse of writ and his Petition is dismissed.

27 ///

28 ///

THEREFORE, IT IS HEREBY ORDERED that Mr. Johnson's Petition for Writ of Habeas Corpus is DISMISSED.

IT IS SO ORDERED this 18 day of May, 2021.

Dated this 18th day of May, 2021

Enzo Balbo

The Honorable Erika Ballou
District Court Judge
FEB 25 09 37 43 18

58B 3B0 0767 4248

Erika Ballou

District Court Judge

Submitted by:

AARON D. FORD
Attorney General

/s/ Katrina A. Samuels
Katrina A. Samuels (Bar No. 13394)
Deputy Attorney General

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Corey Johnson, Plaintiff(s)

CASE NO: A-21-828907-W

7 vs.

DEPT. NO. Department 24

8 Nevada State of, Defendant(s)
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 5/18/2021

15 Marsha Landreth

mlandreth@ag.nv.gov

16 Rikki Garate

rgarate@ag.nv.gov

17 Katrina Samuels

KSamuels@ag.nv.gov

18 Cheryl Martinez

cjmartinez@ag.nv.gov

19 Lucas Combs

ljcombs@ag.nv.gov

20
21
22
23
24
25
26
27
28

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 22, 2021

A-21-828907-W Corey Johnson, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

March 22, 2021 1:00 PM Minute Order

HEARD BY: Ballou, Erika

COURTROOM: Chambers

COURT CLERK:
Ro'Shell Hurtado

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- The Order for Petition for Writ of Habeas Corpus filed on March 18, 2021 was erroneously filed. COURT ORDERED, the Order for Petition for Writ of Habeas Corpus STRICKEN.

CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File & Serve./ /rh

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

May 14, 2021

A-21-828907-W	Corey Johnson, Plaintiff(s)
	vs.
	Nevada State of, Defendant(s)

May 14, 2021	2:00 PM	Minute Order
---------------------	----------------	---------------------

HEARD BY: Ballou, Erika	COURTROOM: Chambers
--------------------------------	----------------------------

COURT CLERK:
Ro'Shell Hurtado

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Pursuant to NRS 34.810(2), Petitioner s Writ of Habeas Corpus filed on February 24, 2021, is hereby DISMISSED as it is a successive petition lacking new or different grounds for relief. This Court further finds that Petitioner has failed to show good cause and prejudice for his failure to include the ineffective assistance of counsel claim in his previous petitions. Evans v. State, 117 Nev. 609, 646-47, 29 P.3d 498, 523 (2001) (Court must dismiss a habeas petition if it presents claims that either were or could have been presented in an earlier proceeding, unless the court finds both cause for failing to present the claims earlier or for raising them again and actual prejudice to the petitioner). The proceedings scheduled for 5/18/21 are hereby OFF CALENDAR.

CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File & Serve; mailed to: Corey Johnson #95007, P.O.Box 650, Indian Springs, NV, 89070.//rh

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; DECISION AND ORDER; NOTICE OF ENTRY OF
ORDER; DISTRICT COURT MINUTES

COREY JOHNSON,

Plaintiff(s),

vs.

STATE OF NEVADA; DEPT. OF
CORRECTIONS; WARDEN CALVIN
JOHNSON,

Defendant(s),

Case No: A-21-828907-W

Dept No: XXIV

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 24 day of June 2021.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk