

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

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3                   JORGE MENDOZA,

)

NO. 82740

4                                   Appellant,

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5                                   vs.

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6                   STATE OF NEVADA,

)

)

7                                   Respondent.

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)

9                   \_\_\_\_\_)

Electronically Filed  
Jul 23 2021 08:31 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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11                   **MOTION TO TRANSMIT PRESENTENCE INVESTIGATION REPORT**

12                   COMES NOW Appellant MENDOZA, through his attorney Diane

13  
14                   Lowe and submits this Motion to Transmit Presentence Investigation Report.

15                   This motion is based upon the following memorandum, declaration of  
16  
17                   counsel and all papers and pleadings on file herein.

18                   Dated this 23rd Day of July 2021.

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20  
21                                   Respectfully Submitted,

22                                   s/ Diane C. Lowe

23                                   DIANE C. LOWE, ESQ.  
24                                   LOWE LAW, LLC  
25                                   7350 West Centennial Pkwy #3085  
26                                   Las Vegas, NV 89131  
27                                   (725) 212-2451  
28

1                                   **MEMORANDUM OF POINTS AND AUTHORITIES**

2 Appellant seeks an order from this Court directing the clerk of the district  
3 court to transmit to this Court under seal, Appellant Mendoza's Presentence  
4 Investigation Report ("PSI") filed November 9, 2016, under District Court  
5 Case No. C-15-303991-1.  
6

7 Pursuant to NRS 176.156.5 on disclosure of a PSI report in a public record:  
8  
9 Except for the disclosures required by subsections 1 to 4, inclusive, a report  
10 of a presentence investigation or general investigation and the sources of  
11 information for such a report are confidential and must not be made a part of  
12 any public record.  
13

14 The Appellant has utilized the PSI in its Opening Brief for the purposes of  
15 addressing the facts of Appellant's case, his lack of criminal history and to  
16 address the merits of Appellant's arguments. Therefore, Appellant requests  
17 this Court direct the district court clerk to transmit the PSI to this Court, in a  
18 sealed envelope, so that this Court may confirm that the references in the  
19 Opening Brief are accurate.  
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21

22 Dated this 23rd Day of July 2021.  
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24

25  
26 Respectfully Submitted,

27 /s/ Diane C. Lowe  
28

1 DIANE C. LOWE, ESQ.  
2 LOWE LAW, LLC  
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4 Las Vegas, NV 89131

5 T: (725) 212-2451

6  
7 **CERTIFICATE OF SERVICE**

8 I hereby certify and affirm that this document was filed electronically with  
9 the Nevada Supreme Court on the 23rd day of July 2021. Electronic Service  
10 of the foregoing document shall be made in accordance with the Master  
11 Service List as follows:  
12

13  
14 Aaron D. Ford  
15 Nevada Attorney General

16 Alexander G. Chen  
17 Clark County District Attorney  
18

19 /s/ Diane C. Lowe  
20 DIANE C. LOWE, ESQ.  
21 LOWE LAW, LLC  
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