

IN THE SUPREME COURT OF THE STATE OF NEVADA

DARNELL BUCHANAN,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

Electronically Filed
Nov 24 2021 08:13 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

CASE NO: 82869

MOTION TO TRANSMIT PRESENTENCE INVESTIGATION REPORT

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy District Attorney, KAREN MISHLER and submits this Motion to Transmit Presentence Investigation Report.

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

Dated this 24th day of November, 2021.

Respectfully submitted,

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565

BY /s/ Karen Mishler
KAREN MISHLER
Chief Deputy District Attorney
Nevada Bar #013730
Office of the Clark County District Attorney

MEMORANDUM OF POINTS AND AUTHORITIES

The State seeks an order from this Court directing the clerk of the district court to transmit to this Court, under seal, Appellant's Presentence Investigation Report ("PSI") under District Court Case No. C-20-352528-1.

The State has utilized the PSI in its Opposition to Appellant's Appeal from Judgment of Conviction based on a Guilty Plea. The PSI was used to cite to the relevant facts surrounding the underlying offense. Given that Appellant did not proceed to trial or have a preliminary hearing in the underlying case, the PSI is the most thorough source of information regarding these facts. Therefore, the State requests this Court direct the district court clerk to transmit the PSI to this Court, in a sealed envelope, so that this Court may confirm that the references in the Answering Brief are accurate.

Dated this 24th of November, 2021.

Respectfully submitted,

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565

BY */s/ Karen Mishler*

KAREN MISHLER
Chief Deputy District Attorney
Nevada Bar #013730
Office of the Clark County District Attorney

CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on November 24, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON D. FORD
Nevada Attorney General

DAVID R. FISCHER, ESQ.
Counsel for Appellant

KAREN MISHLER
Chief Deputy District Attorney

BY /s/ E. Davis

Employee,
Clark County District Attorney's Office

KM/Maricela Leon/ed