

# IN THE SUPREME COURT OF THE STATE OF NEVADA

DAMIEN ALEXANDER PHILLIPS,  
A/K/A TRAVIS ALEXANDER PHILLIPS,  
Appellant(s),

vs.

THE STATE OF NEVADA  
DEPARTMENT OF CORRECTIONS,  
Respondent(s),

Electronically Filed  
Mar 29 2022 08:47 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

Case No: A-21-831976-W

Docket No: 84115

# RECORD ON APPEAL VOLUME 4

**ATTORNEY FOR APPELLANT**  
DAMIEN PHILLIPS #1212760,  
PROPER PERSON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

**ATTORNEY FOR RESPONDENT**  
STEVEN B. WOLFSON,  
DISTRICT ATTORNEY  
200 LEWIS AVE.  
LAS VEGAS, NV 89155-2212

A-21-831976-W     Damien Phillips, Plaintiff(s) vs. Nevada Department of Correction,  
Defendant(s)

**I N D E X**

<b><u>VOLUME:</u></b>	<b><u>PAGE NUMBER:</u></b>
1	1 - 246
2	247 - 491
3	492 - 736
4	737 - 750

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
1	3/30/2021	Application to Proceed Informa Pauperis (Confidential)	79 - 83
2	10/13/2021	Application to Proceed Informa Pauperis (Confidential)	481 - 487
3	1/18/2022	Case Appeal Statement	731 - 732
4	3/28/2022	Certification of Copy and Transmittal of Record	
4	3/28/2022	District Court Minutes	748 - 750
2	8/21/2021	Findings of Fact, Conclusions of Law and Order	427 - 450
3	3/22/2022	Findings of Fact, Conclusions of Law and Order (Continued)	733 - 736
4	3/22/2022	Findings of Fact, Conclusions of Law and Order (Continuation)	737 - 739
1	5/25/2021	Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearing by Telephonic or Video Conferences	118 - 126
1	8/4/2021	Motion for Amended Habeas Corpus (Post Conviction) (Continued)	138 - 246
2	8/4/2021	Motion for Amended Habeas Corpus (Post Conviction) (Continuation)	247 - 425
2	10/13/2021	Motion for Appointment of Counsel; Request for Evidentiary Hearing	476 - 479
1	3/30/2021	Motion to Appoint Counsel	75 - 78
1	3/30/2021	Motion to Preserve All Evidence on Case #C-18-335500-1 (Federalize)	73 - 74
3	1/13/2022	Notice of Appeal	727 - 730

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
2	8/24/2021	Notice of Entry of Findings of Fact, Conclusions of Law and Order	451 - 475
4	3/23/2022	Notice of Entry of Findings of Fact, Conclusions of Law and Order	740 - 747
1	4/7/2021	Notice of Hearing	91 - 91
1	3/30/2021	Notice of Motion	84 - 84
1	3/30/2021	Notice of Motion	85 - 85
1	5/25/2021	Notice of Motion	117 - 117
1	7/8/2021	Notice of Motion	127 - 137
2	8/4/2021	Notice of Motion	426 - 426
2	10/13/2021	Notice of Motion	480 - 480
1	4/1/2021	Order for Petition for Writ of Habeas Corpus	86 - 87
1	4/28/2021	Order for Production of Inmate Damien Alexander Phillips, aka, Travis Alexander Phillips, BAC #1212760	92 - 94
1	4/1/2021	Order to Proceed In Forma Pauperis (Confidential)	88 - 90
2	10/13/2021	Petition for Writ of Habeas Corpus (Postconviction) (Continued)	488 - 491
3	10/13/2021	Petition for Writ of Habeas Corpus (Postconviction) (Continuation)	492 - 726
1	3/30/2021	Petitioner for Writ of Habeas Corpus (Postconviction)	1 - 72
1	5/25/2021	State's Response to Petition For Writ of Habeas Corpus (Post-Conviction); Motion to Preserve Evidence; and Motion to Appoint Counsel	95 - 116

1 **ANALYSIS**

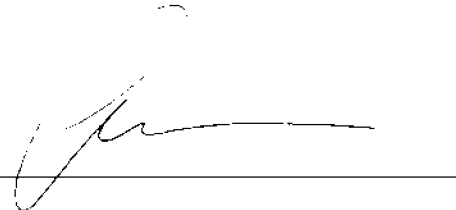
2 The Court has reviewed the Second Petition and has determined that a response would  
3 not assist the Court in determining whether Petitioner is illegally imprisoned and restrained  
4 of his liberty. Petitioner previously filed a Petition for Writ of Habeas Corpus on March 30,  
5 2021, which was denied on June 9, 2021. In this instant, second Petition, Mr. Phillips does  
6 not raise any new issues outside the previously denied first Petition. Accordingly, the Court  
7 adopts and incorporates by reference as if fully set forth herein the Findings of Fact and  
8 Conclusions of Law signed by Judge Lilly-Spells on August 21, 2021. Therefore this Court  
9 DENIES this second Petition For Writ of Habeas Corpus without prejudice for the same  
10 reasons set forth in the Findings of Fact and Conclusions of Law signed on August 21, 2021.

11 **ORDER**

12 THEREFORE, IT IS HEREBY ORDERED, Petitioner Damien Phillips's second  
13 Petition for Writ of Habeas Corpus shall be, and is, DENIED.

14 IT IS FURTHER ORDERED, Petitioner's Motion to Appoint Counsel shall be, and is,  
15 DENIED.

16 Dated this 22nd day of March, 2022

17  
18  
19 

20  
21 **758 02A 4169 8B6C**  
**Cristina D. Silva**  
**District Court Judge**

22 Respectfully submitted,

23 STEVEN B. WOLFSON  
24 Clark County District Attorney  
Nevada Bar #1565

25 BY /s/Karen Mishler  
26 KAREN MISHLER  
27 Chief Deputy District Attorney  
Nevada Bar #013730  
28

1  
2 CERTIFICATE OF MAILING

3 I hereby certify that service of the above and foregoing was made this 10<sup>th</sup> day of  
4 March, 2022, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

5 DAMIEN PHILLIPS #1212760  
6 HIGH DESERT STATE PRISON  
7 PO BOX 650  
8 INDIAN SPRINGS, NV, 89070

9 BY /s/ Corelle Bellamy  
10 Corelle Bellamy  
11 Secretary for the District Attorney's Office  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Damien Phillips, Plaintiff(s)

CASE NO: A-21-831976-W

7 vs.

DEPT. NO. Department 9

8 Nevada Department of  
9 Correction, Defendant(s)

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

15 Service Date: 3/22/2022

16 Steven Wolfson

motions@clarkcountyda.com

17  
18 If indicated below, a copy of the above mentioned filings were also served by mail  
19 via United States Postal Service, postage prepaid, to the parties listed below at their last  
known addresses on 3/23/2022

20 Damien Phillips

#1212760

21 HDSP

P.O. Box 650

22 Indian Springs, NV, 89070  
23  
24  
25  
26  
27  
28



1 NEFF

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

4  
5 DAMIEN PHILLIPS,

6 Petitioner,

7 vs.

8 NEVADA DEPARTMENT OF CORRECTION,

9 Respondent,

Case No: A-21-831976-W

Dept No: XI

**NOTICE OF ENTRY OF FINDINGS OF FACT,  
CONCLUSIONS OF LAW AND ORDER**

11 **PLEASE TAKE NOTICE** that on March 22, 2022, the court entered a decision or order in this matter, a  
12 true and correct copy of which is attached to this notice.

13 You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you  
14 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 March 23, 2022.

15 STEVEN D. GRIERSON, CLERK OF THE COURT

16 /s/ Amanda Hampton

17 Amanda Hampton, Deputy Clerk

18  
19 **CERTIFICATE OF E-SERVICE / MAILING**

20 I hereby certify that on this 23 day of March 2022, I served a copy of this Notice of Entry on the  
21 following:

22 ☒ By e-mail:

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

24 ☒ The United States mail addressed as follows:

25 Damien Phillips # 1212760  
26 P.O. Box 650  
Indian Springs, NV 89070

27 /s/ Amanda Hampton

28 Amanda Hampton, Deputy Clerk



*Heather S. Hume*

CLERK OF THE COURT

**FFCO**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
KAREN MISHLER  
Chief Deputy District Attorney  
Nevada Bar #013730  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Respondent

DISTRICT COURT  
CLARK COUNTY, NEVADA

DAMIEN ALEXANDER PHILLIPS,  
#8437102

Petitioner,

-vs-

THE STATE OF NEVADA,

Respondent.

CASE NO: A-21-831976-W

DEPT NO: IX

FINDINGS OF FACT, CONCLUSIONS OF  
LAW AND ORDER

DATE: November 18, 2021  
TIME OF HEARING: Chambers

THIS CAUSE having been decided by the Honorable CRISTINA D. SILVA, District Court Judge, on the 18th day of November 2021, in chambers and the Court having reviewed the matter, including briefs, transcripts, and documents on file herein; now therefore, the Court makes the following findings of fact and conclusions of law:

**FINDINGS OF FACT, CONCLUSIONS OF LAW**

**STATEMENT OF THE CASE**

On October 23, 2018, DAMIEN ALEXANDER PHILLIPS (hereinafter "Petitioner") was charged by way of Information with CONSPIRACY TO COMMIT BURGLARY (Gross Misdemeanor - NRS 205.060, 199.480); CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480); BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony - NRS 205.060); ROBBERY WITH USE OF A DEADLY

1 WEAPON (Category B Felony – NRS 200.380, 193.165); ASSAULT WITH A DEADLY  
2 WEAPON (Category B Felony – NRS 200.471); and ASSAULT WITH A DEADLY  
3 WEAPON, VICTIM 60 YEARS OF AGE OR OLDER (Category B Felony – NRS 200.471,  
4 193.167) for actions on or between July 17, 2018 and August 6, 2018.

5 On December 3, 2018, Petitioner’s case proceeded to trial before a jury. After eight (8)  
6 days of trial, the jury its Verdict as follows: Count 1 – Guilty of Conspiracy to Commit  
7 Burglary; Count 2 – Guilty of Conspiracy to Commit Robbery; Count 3 – Guilty of Burglary  
8 While in Possession of a Deadly Weapon; Count 4 – Guilty of Robbery with Use of a Deadly  
9 Weapon; Count 5 – Guilty of Burglary While in Possession of a Deadly Weapon; Count 6 –  
10 Guilty of Robbery with Use of a Deadly Weapon; Count 7 – Guilty of Robbery with Use of a  
11 Deadly Weapon; Count 8 – Guilty of Burglary While in Possession of a Deadly Weapon;  
12 Count 9 – Guilty of Robbery with Use of a Deadly Weapon; Count 10 – Guilty of Robbery  
13 with Use of a Deadly Weapon; Count 11 – Guilty of Burglary While in Possession of a Deadly  
14 Weapon; Count 12 – Guilty of Robbery with Use of a Deadly Weapon; Count 13 – Guilty of  
15 Robbery with Use of a Deadly Weapon; Count 14 – Guilty of Burglary While in Possession  
16 of a Deadly Weapon; Count 15 – Guilty of Burglary While in Possession of a Deadly Weapon;  
17 Count 16 – Guilty of Robbery with Use of a Deadly Weapon; Count 17 – Guilty of Robbery  
18 with Use of a Deadly Weapon; Count 18 – Guilty of Assault with a Deadly Weapon; Count  
19 19 – Guilty of Assault with a Deadly Weapon; Count 20 – Guilty of Assault with a Deadly  
20 Weapon; and Count 21 – Guilty of Assault with a Deadly Weapon, Victim 60 Years of Age  
21 or Older.

22 On January 29, 2019, Petitioner was sentenced as follows: Count 1 – three hundred  
23 sixty-four (364) days in the Clark County Detention Center (“CCDC”); Count 2 – twelve (12)  
24 to forty-eight (48) months in the Nevada Department of Corrections (“NDC”), concurrent with  
25 Count 1; Count 3 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count  
26 2; Count 4 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six  
27 (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with  
28 Count 3; Count 5 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count

3; Count 6 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, consecutive to Count 4; Count 7 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, consecutive to Count 6; Count 8 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count 5; Count 9 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, consecutive to Count 7; Count 10 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with Count 9; Count 11 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count 8; Count 12 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with Count 10; Count 13 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with Count 12; Count 14 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count 11; Count 15 – thirty-six (36) to one hundred twenty (120) months, concurrent with Count 14; Count 16 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with Count 13; Count 17 – thirty-six (36) to one hundred twenty (120) months, with a consecutive thirty-six (36) to one hundred twenty (120) months for the deadly weapon enhancement, concurrent with Count 16; Count 18 – twelve (12) to forty-eight (48) months, concurrent with Count 15; Count 19 – twelve (12) to forty-eight (48) months, concurrent with Count 18; Count 20 – twelve (12) to forty-eight (48) months, concurrent with Count 19; and Count 21 – twelve (12) to forty-eight (48) months, with a consecutive twelve (12) to forty-eight (48) months for the victim 65 years of age or older, concurrent with Count 17. Petitioner’s total aggregate sentence was announced as twenty-four (24) to eighty (80) years, with one hundred seventy-four (174) days credit for time served. Petitioner’s Judgment of Conviction was filed on February 27, 2019.

1 The Court filed an Amended Judgment of Conviction on May 6, 2020, to correct a clerical  
2 error in Petitioner's Judgment of Conviction.

3 On February 28, 2019, Petitioner filed a Notice of Appeal from his Judgment of  
4 Conviction. On March 18, 2020, the Nevada Supreme Court filed its Order of Affirmance.  
5 Remittitur issued on April 15, 2020.

6 On March 30, 2021, Petitioner filed a Petition for Writ of Habeas Corpus (Post-  
7 Conviction), as well as a Motion to Preserve All Evidence in Case C-18-335500-1, and a  
8 Motion to Appoint Counsel. The State filed its Response to Petitioner's Petition on May 25,  
9 2021. Also on May 25, 2021, Petitioner filed a "Motion and Order for Transportation of  
10 Inmate." On June 9, 2021, this Court denied Petitioner's Petition for Writ of Habeas Corpus  
11 (Post-Conviction), Motion to Appoint Counsel, Request for Transport; granted Petitioner's  
12 Motion to Preserve Evidence, and deferred law library issues. On August 21, 2021, the  
13 Findings of Fact, Conclusions of Law and Order was filed.

14 On August 4, 2021, Petitioner filed "Motion for Amended Habeas Corpus (Post-  
15 Conviction).

16 On October 13, 2021, Petitioner filed a second Petition for Writ of Habeas Corpus and  
17 a Motion for Appointment of Attorney and Request for Evidentiary Hearing. After reviewing  
18 the Petition, this Court determined that a response would not assist the Court in determining  
19 whether Petitioner is illegally imprisoned and restrained of his liberty. Petitioner previously  
20 filed a Petition for Writ of Habeas Corpus on March 30, 2021, which was denied on June 9,  
21 2021. Petitioner did not raise any new issues in his second Petition; therefore, on November  
22 18, 2021, this Court denied the Petition for Writ of Habeas Corpus without prejudice for the  
23 same reasons set forth in the Findings of Fact and Conclusions of Law signed on August 24,  
24 2021.

25 //

26 //

27 //

1 **ANALYSIS**

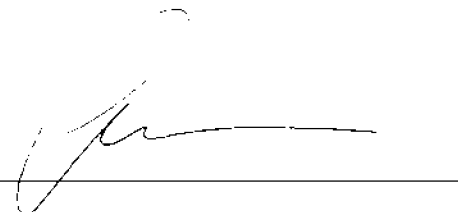
2 The Court has reviewed the Second Petition and has determined that a response would  
3 not assist the Court in determining whether Petitioner is illegally imprisoned and restrained  
4 of his liberty. Petitioner previously filed a Petition for Writ of Habeas Corpus on March 30,  
5 2021, which was denied on June 9, 2021. In this instant, second Petition, Mr. Phillips does  
6 not raise any new issues outside the previously denied first Petition. Accordingly, the Court  
7 adopts and incorporates by reference as if fully set forth herein the Findings of Fact and  
8 Conclusions of Law signed by Judge Lilly-Spells on August 21, 2021. Therefore this Court  
9 DENIES this second Petition For Writ of Habeas Corpus without prejudice for the same  
10 reasons set forth in the Findings of Fact and Conclusions of Law signed on August 21, 2021.

11 **ORDER**

12 THEREFORE, IT IS HEREBY ORDERED, Petitioner Damien Phillips's second  
13 Petition for Writ of Habeas Corpus shall be, and is, DENIED.

14 IT IS FURTHER ORDERED, Petitioner's Motion to Appoint Counsel shall be, and is,  
15 DENIED.

16 Dated this 22nd day of March, 2022

17  
18  
19 

20  
21 758 02A 4169 8B6C  
Cristina D. Silva  
District Court Judge

22 Respectfully submitted,

23 STEVEN B. WOLFSON  
24 Clark County District Attorney  
Nevada Bar #1565

25 BY /s/Karen Mishler  
26 KAREN MISHLER  
27 Chief Deputy District Attorney  
Nevada Bar #013730

1  
2 CERTIFICATE OF MAILING

3 I hereby certify that service of the above and foregoing was made this 10<sup>th</sup> day of  
4 March, 2022, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

5 DAMIEN PHILLIPS #1212760  
6 HIGH DESERT STATE PRISON  
7 PO BOX 650  
8 INDIAN SPRINGS, NV, 89070

9 BY /s/ Corelle Bellamy  
10 Corelle Bellamy  
11 Secretary for the District Attorney's Office  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 **CSERV**

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

5  
6 **Damien Phillips, Plaintiff(s)**

**CASE NO: A-21-831976-W**

7 **vs.**

**DEPT. NO. Department 9**

8 **Nevada Department of**  
9 **Correction, Defendant(s)**

10  
11 **AUTOMATED CERTIFICATE OF SERVICE**

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

15 **Service Date: 3/22/2022**

16 **Steven Wolfson**

**motions@clarkcountyda.com**

17  
18 If indicated below, a copy of the above mentioned filings were also served by mail  
19 via United States Postal Service, postage prepaid, to the parties listed below at their last  
known addresses on 3/23/2022

20 **Damien Phillips**

**#1212760**

**HDSP**

**P.O. Box 650**

**Indian Springs, NV, 89070**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Writ of Habeas Corpus**

**COURT MINUTES**

**June 07, 2021**

---

A-21-831976-W      Damien Phillips, Plaintiff(s)  
vs.  
Nevada Department of Correction, Defendant(s)

---

**June 07, 2021      11:00 AM      All Pending Motions**

**HEARD BY:** Lilly-Spells, Jasmin      **COURTROOM:** RJC Courtroom 12D

**COURT CLERK:**  
Rem Lord

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- TRANSPORT REQUEST FROM DA... PLAINTIFF'S MOTION TO APPOINT COUNSEL... MOTION TO PRESERVE EVIDENCE

COURT ORDERED, matter CONTINUED to 6/9/21 at 11:00 am.

NDC



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Writ of Habeas Corpus**

**COURT MINUTES**

**June 09, 2021**

---

A-21-831976-W	Damien Phillips, Plaintiff(s)
	vs.
	Nevada Department of Correction, Defendant(s)

---

**June 09, 2021                      11:00 AM                      All Pending Motions**

**HEARD BY:** Lilly-Spells, Jasmin                      **COURTROOM:** RJC Courtroom 12D

**COURT CLERK:** Alice Jacobson

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Matter submitted on the briefs. COURT ORDERED as followed:

Petition for Writ of Habeas Corpus, DENIED. Attorney General was not given notice.

Law Library issues, RULING DEFERRED.

Motion to Preserve Evidence, GRANTED as unopposed.

Motion to Appoint Counsel, DENIED.

Request for transport, DENIED.

State to prepare the order with Findings of Facts and Conclusions of Law.

PRINT DATE: 03/28/2022

Page 2 of 3

Minutes Date: June 07, 2021

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Writ of Habeas Corpus

## COURT MINUTES

November 18, 2021

A-21-831976-W      Damien Phillips, Plaintiff(s)  
vs.  
Nevada Department of Correction, Defendant(s)

November 18, 2021 3:00 AM Minute Order

**HEARD BY:** Silva, Cristina D. **COURTROOM:** Chambers

**COURT CLERK:** Kory Schlitz

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

## JOURNAL ENTRIES

- Damien Phillips submitted Proposed Order For Petition For Writ of Habeas Corpus on October 13, 2021. The Court has reviewed the Petition and has determined that a response would not assist the Court in determining whether Petitioner is illegally imprisoned and restrained of his liberty. Petitioner previously filed a Petition For Writ of Habeas Corpus on March 3, 2021 which was denied on June 9, 2021. Mr. Phillips does not raise any new issues in the instant petition, therefore this Court DENIES the Petition For Writ of Habeas Corpus without prejudice for the same reasons set forth in the Findings of Fact and Conclusions of Law signed on August 24, 2021.

CLERK'S NOTE: A copy of this Minute Order has been mailed to Damien Phillips #1212760, PO BOX 650, Indian Springs, Nevada 89070.(11-18-2021 ks)

PRINT DATE: 03/28/2022

Page 3 of 3

Minutes Date: June 07, 2021

# Certification of Copy and Transmittal of Record

State of Nevada }  
County of Clark } SS:

Pursuant to the Supreme Court order dated March 25, 2022, I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, do hereby certify that the foregoing is a true, full and correct copy of the complete trial court record for the case referenced below. The record comprises four volumes with pages numbered 1 through 750.

DAMIEN A. PHILLIPS,  
  
Plaintiff(s),  
  
vs.  
  
NEV. DEPT. OF CORRECTIONS,  
  
Defendant(s),

Case No: A-21-831976-W

Dept. No: IX

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 28 day of March 2022.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk