Electronically Filed
Mar 10 2022 09:31 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL JOSEPH GEIGER,
Appellant,
vs.
THE STATE OF NEVADA; in relations to NEVADA DEPARTMENT OF CORRECTIONS, J. HENLEY,
Respondents.

No. 84212

RECORD ON APPEAL

MICHAEL JOSEPH GEIGER #76906
1200 PRISON ROAD
LOVELOCK, NV 89419

APPELLANT IN PROPER PERSON

AARON D. FORD, ESQ.,
ATTORNEY GENERAL
100 N. CARSON STREET
CARSON CITY NV 89701

ATTORNEYS FOR RESPONDENT

THE SUPREME COURT OF THE STATE OF NEVADA

INDEX

DESCRIPTION	STAMPED PAGE NO.
APPLICATION TO PROCEED IN FORMA PAUPERIS (SEALED - TO FOLLOW IN MAIL)	1
CASE APPEAL STATEMENT	312
CERTIFICATE OF INMATE'S INSTITUTIONAL ACCOUNT (SEALED TO FOLLOW IN MAIL)	6
COURT ORDER TO AUDIT NDOC: INMATE BANKING	134
MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS	130
MOTION FOR EXTENSION OF TIME	10, 39
MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC; INMATE BANKING	141
MOTION FOR INJUNCTIVE RELIEF	89
MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS	269
MOTION IN OPPOSITION TO MOTION FOR EXTENSION OF TIME	224
MOTION IN OPPOSITION TO ORDER	17
MOTION TO SHOW CAUSE	28
NOTICE OF APPEAL	310
NOTICE OF ENTRY OF ORDER	263, 290
NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE	123
OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING	231

OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS	281
ORDER DENYING MOTION	25, 36
ORDER DENYING PETITION FOR WRIT OF MANDAMUS (AMENDED)	273
ORDER DENYING PETITIONER'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS	241
ORDER DENYING REQUEST FOR SUBMISSION	13, 99, 136
ORDER DENYING REQUEST FOR SUBMISSION	139
ORDER DIRECTING TRANSMISSION OF RECORD	315
ORDER EXTENDING TIME	8
ORDER FOR PROPOSED ORDER	261
ORDER FOR RESPONSE	111
ORDER GRANTING MOTION FOR EXTENSION	43
ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC; INMATE BANKING	152
ORDER ON MOTION FOR LEAVE TO PROCEED INFORMA PAUPERIS	3
ORDER TO PROCEED IN FORMA PAUPERIS	70
PTITIONER'S REPLY TO OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS	302
REPLY TO OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNTS STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING	254
REPLY TO OPPOSITION TO WRIT OF MANDAMUS	244
REQUEST FOR SUBMISSION	97, 238, 258
REQUEST FOR SUBMISSION OF MOTION	12, 24, 35

REQUEST FOR SUBMISSION OF MOTION	42, 69, 98
REQUEST FOR SUBMISSION OF MOTION	101, 135, 138
RESPONSE TO PETITION FOR WRIT OF MANDAMUS	155
SUBMISSION OF 6 MONTH ACCOUNT STATEMENTS (SEALED TO FOLLOW IN MAIL)	47
WRIT OF MANDAMUS	72

APPLICATION TO PROCEED IN FORMA PAUPERIS

PAGES 1-2

(SEALED - TO FOLLOW IN MAIL)

REC'D & FILED

2021 APR 28 PM 4:27

AUBREY ROWLATT
CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL T. GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, EX REL. NDOC, ET AL,

Defendant.

_____/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER ON MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Michael T. Geiger moved to proceed in forma pauperis on April 26, 2021. Before ruling on the application **Michael T. Geiger** is ordered to file with the court the last current six months of ***complete*** Inmate Account Statements, **November 2020 through April 2021** If he fails to file the account statements by **May 28, 2021** his application is denied by this order.

NOTICE: Under NRS 209.451 (d); If an offender in a civil action, in state or federal court, is found by the court to have presented a pleading, written motion or other document in writing to the court which: (1) Contains a claim or defense that is included for an improper purpose, including, without limitation, for the purpose of harassing the offender's opponent, causing unnecessary delay in the litigation or increasing the cost of the litigation; (2) Contains a claim, defense or other argument which is not warranted by existing law or by a reasonable argument for a change in

existing law or a change in the interpretation of existing law; or (3) Contains allegations or information presented as fact for which evidentiary support is not available or if not likely to be discovered after further investigation, the offender forfeits all deductions of time earned by the offender before the commission of that offense or act, or forfeits such part of those deductions as the Director considers just.

IT IS ORDERED.

April 28, 2021.

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on April 29, 2021 I served a copy of this document by placing a true copy in an envelope addressed to

Michael J. Geiger, 76906
1200 Prison Road LCC
Lovelock, NV 89419

the envelope sealed and then deposited in the Court's central mailing basket in the Court Clerk's Office for delivery to the United States Post Office at 1111 South Roop Street, Carson City, Nevada for mailing.

M. Dondo
Judicial ~~Assistant~~ Employee

REC'D & FILED

2021 MAY 25 PM 3:27

AUDREY [illegible] CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL T. GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, EX REL. NDOC, ET AL,

Defendant.

_____/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER EXTENDING TIME

On April 28 2021, the Court ordered Michael T. Geiger to file with the court the last current six months of *complete* Inmate Account Statements, November 2020 through April 2021 by May 28, 2021.

THE COURT ORDERS:

Michael T. Geiger to file with the court the last current six months of ***complete*** Inmate Account Statements, **November 2020 through April** 2021 will be extended to **June 30, 2021.**

If Michael fails to provide the statements or obtain an extension of time by June 30, 2021, this matter will be closed.

May 25, 2021.

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on May 25, 2021 I served a copy of this document by placing a true copy in an envelope addressed to

Michael J. Geiger, 76906
1200 Prison Road LCC
Lovelock, NV 89419

the envelope sealed and then deposited in the Court's central mailing basket in the Court Clerk's Office for delivery to the United States Post Office at 1111 South Roop Street, Carson City, Nevada for mailing.

Bree Shadrm
Judicial Assistant

FILED
2021 MAY 28 PM 2:08
AUBREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER/PLAINTIFF

V.

STATE OF NEVADA, EX. REL. NDOC ET. AL.
RESPONDANT/DEFENDANT

CASE NO: 21-OC-00068 1B
DEPT NO: 2

MOTION FOR EXTENSION OF TIME

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH HIS MOTION FOR EXTENSION OF TIME. THIS MOTION IS BASED UPON THE WRIT OF MANDAMUS ON FILE HEREIN. THE COURT ORDER FOR 6 MONTHS OF STATEMENTS OF PETITIONER'S ACCOUNT, DUE ON MAY 28th, 2021. THIS MOTION IS MADE IN GOOD FAITH AND IS NECESSARY.

PETITIONER CANNOT MEET THAT DEADLINE DUE TO NDOC NOT WILLING TO HAND OVER THIS DOCUMENTATION WITHOUT PAPERWORK AND $2.00 FOR EACH MONTH. THIS IS BEING PROCESSED NOW AND MAY TAKE UP TO ANOTHER MONTH (30) DAYS. PETITIONER NEEDS THIS TO COMPLY WITH COURT ORDER.

DATED THIS 26th OF MAY 2021.

BY:
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION ACCORDING TO NRS 239B.030

THE UNDERSIGNED HEREBY AFFIRMS THAT THE PRECEEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON

DATED THIS 26th OF MAY, 2021.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, AND THAT I DID DEPOSIT INTO THE U.S. MAIL ON THIS 26th DAY OF MAY, 2021. THE FOREGOING DOCUMENTS: REQUEST FOR SUBMISSION OF MOTION, AND: MOTION FOR EXTENSION OF TIME, TO THE FIRST JUDICIAL DISTRICT COURT IN CARSON CITY.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

COPY

RECEIVED & FILED
2021 MAY 28 PM 2:08
ALICE VOLKAT
CLERK
BY: [signature]
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER/PLAINTIFF

CASE NO: 21-OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL, NDOC ET.AL.
RESPONDANTS/DEFENDANTS /

REQUEST OF SUBMISSION OF MOTION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH A REQUEST FOR SUBMISSION OF MOTION FOR EXTENSION OF TIME, THIS MOTION IS MADE IN GOOD FAITH. PETITIONER PRAYS THE COURT WILL SUBMIT IT IN ITS CONSIDERATION AND ORDER

DATED THIS 26TH DAY OF MAY 2021.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

REC'D & FILED
2021 JUN -2 AM 8:32
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

-o0o-

MICHAEL T. GEIGER,

Plaintiff,

vs.

STATE OF NEVADA EX REL., NDOC, et al,

Defendants.

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING REQUEST FOR SUBMISSION

On May 28, 2021, Michael T. Geiger filed a Request for Submission of Motion for Extension of Time filed May 28, 2021. The court entered an Order Extending Time on May 25, 2021. A copy of the Order is attached. The Court finds this Request for Submission of Motion moot.

THE COURT ORDERS the Request for Submission is DENIED.

June 2, 2021.

James E. Wilson
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 2 day of June, 2021 I served a copy of this document by placing a true copy in an envelope addressed to:

Michael T. Geiger, 76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing, and/or placed the document in the pick up box located in the court clerk's office.

Billie Shadron
Judicial Assistant

14

REC'D & FILED
2021 MAY 25 PM 3:27
AUDREY ROWLATT
CLERK
BY_____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL T. GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, EX REL. NDOC, ET AL,

Defendant.

/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER EXTENDING TIME

On April 28 2021, the Court ordered Michael T. Geiger to file with the court the last current six months of *complete* Inmate Account Statements, November 2020 through April 2021 by May 28, 2021.

THE COURT ORDERS:

Michael T. Geiger to file with the court the last current six months of ***complete*** Inmate Account Statements, **November 2020 through April** 2021 will be extended to **June 30, 2021.**

If Michael fails to provide the statements or obtain an extension of time by June 30, 2021, this matter will be closed.

May 25, 2021.

James Wilson

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on May 25, 2021 I served a copy of this document by placing a true copy in an envelope addressed to

Michael J. Geiger, 76906
1200 Prison Road LCC
Lovelock, NV 89419

the envelope sealed and then deposited in the Court's central mailing basket in the Court Clerk's Office for delivery to the United States Post Office at 1111 South Roop Street, Carson City, Nevada for mailing.

Bree Shadrin
Judicial Assistant

RECD & FILED
2021 JUN -3 AM 9:08
AUBREY ROWLATT CLERK
BY _____ DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER/PLAINTIFF

CASE NO: 21 OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX. REL, DOC ET AL
RESPONDANTS/DEFENDANTS

MOTION IN OPPOSITION TO ORDER

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE WITH HIS "MOTION IN OPPOSITION TO ORDER" DATED THE 25TH DAY OF MAY, 2021. THIS MOTION IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ON ALL PAPERS, PLEADINGS ON FILE HEREIN.

THIS MOTION IS MADE IN GOOD FAITH AND IS NECESSARY TO EFFECTUATE THE WRIT OF MANDAMUS, MOTION FOR INJUNCTIVE RELIEF ON FILE HEREIN. NOT FOR THE PURPOSE OF HARASSMENT. TO BE VEXATIOUS IN THE PRESENT LITIGATION.

POINTS AND AUTHORITIES

NRCP RULE 60(B) STATES THAT AN ADVERSE PARTY THAT HAS BEEN IMPACTED BY ANY ORDER OF THE COURT, CAN SEEK RELIEF FROM SUCH ORDER OR JUDGMENT. PETITIONER SEEKS SUCH RELIEF FROM SAID ORDER FILED ON THE 25TH DAY OF MAY 2021.

II. FACTUAL BACKGROUND

PETITIONER FILED A WRIT OF MANDAMUS, WRIT OF EXECUTION, AND ESTOPPEL, ALONG WITH AN APPLICATION FOR PROCEEDING IN FORMA PAUPERIS. THE COURT FILED HIS WRIT OF MANDAMUS ETC... THEN ORDERED THE PETITIONER TO FILE WITH THE COURT HIS LAST SIX MONTHS OF STATEMENTS FROM NOVEMBER 2020 TO APRIL 2021.

PETITIONER SENT TO THE COURT A COMPLETED CERTIFICATE OF INMATE'S INSTITUTIONAL ACCOUNT, PROVING WHAT IS HIS MONETARY MEANS AND WHAT ARE HIS AVAILABLE FUNDS. THE COURT HAS NOT ALLOWED PETITIONER TO MOVE FORWARD WITH HIS COMPLETED IN FORMA PAUPERIS. WHY??

JUST RECENTLY PETITIONER FILED AN EMERGENCY INJUNCTIVE RELIEF BECAUSE HE DID RECEIVE ~~AN~~ UNAUTHORIZED NOTICE OF THE $2,400.00 EIP PAYMENT. IN WHICH NDOC STILL CONTINUES TO DEDUCT MONIES OUT OF THIS PAYMENT IN VIOLATION TO NRS 21.105 SECTION (1) AND SUBSECTION (N). WHICH CASE LAW WAS ATTACHED TO HIS INJUNCTIVE RELIEF, IN ORDER TO FURTHER PROVIDE TO THE COURT THE EVIDENCE OF THE SERIOUSNESS OF THE VIOLATION TO STATE LAW THE NDOC IS COMMITTING. TO PUT A STOP TO THEIR NEFARIOUS PLAN TO TAKE GOVERNMENT FUNDS FOR INMATES AND CONVERT THIS MONEY FOR THE USE OF THE STATE. WHICH IS NOT LEGAL. THAT IS NOT WHAT THIS PAYMENT IS FOR. NDOC DOES NOT CARE. WHO WILL STOP THEM?

THIS COURT HAS RECEIVED ALL THAT HE IS REQUIRED TO SEND BUT THIS COURT REFUSES TO PROCEED FORWARD WITH THE FILED FORMS THAT SUPPORT HIS IN FORMA PAUPERIS STATUS. OR IN FACT HIS WRIT OF MANDAMUS, INJUNCTIVE RELIEF ETC... THIS COURT IS HINDERING, BLOCKING THE PROGRESS OF A LEGITIMATE CLUDICATION AND IN FACT IS VIOLATING BY AN ABUSE OF DISCRETION, ~~THIS~~ JUDICIAL POWER. PETITIONER WILL ASK FOR RECUSAL OF YOUR

HONOR IF HE DOES NOT WANT TO OVERSEE THIS CASE AND DO WHAT HE IS REQUIRED TO DO BY LAW, WHICH IS TO ACCEPT THIS IN FORMA PAUPERIS STATUS HE HAS COMPLIED TO BY COMPLETING THE FORM AND RULES.

COURT WILL STILL GET THEIR SIX MONTHS OF STATEMENTS BECAUSE PETITIONER HAS FILED WITH ACCOUNTING TO GET THEM. PETITIONER, FURTHER WILL DEMONSTRATE WHAT THEY DID AND HOW THEY DID IT WHEN AND IF ACCOUNTING PRODUCES THEM. BUT DO NOT WANT THE COURT TO BLOCK HIS ACTION.

ONE THING NDOC DID, ONE YEAR AGO, IS THEY DID AWAY WITH PAPER STATEMENTS SENT TO INMATES, ONE YEAR AGO IS THE LAST TIME ALL INMATES IN NDOC RECEIVED ANY STATEMENTS IN ORDER TO PROVE WHAT ACCOUNTING DOES OR DOES NOT DO WITH ALL INMATES ACCOUNTS. SO NO LONGER DO WE HAVE ACCESS TO SUCH STATEMENTS AND EVERYTHING HAS TO COME FROM NDOC, BANKING SERVICES FOR INMATES IN CARSON CITY. THIS PROCESS TAKES UP TO 3 TO 4 WEEKS TO RECEIVE THE STATEMENTS. PLUS AN INMATE MUST PAY $2.00 FOR EACH MONTH OF THESE STATEMENTS IN ORDER TO RECEIVE THEM.

BY CONTINUING IN THIS CYCLE OF HINDERING PETITIONER'S ACTION AGAINST THE NDOC WILL RESULT IN FURTHER HARM TO THIS PETITIONER AND OTHER INMATES WITHIN THE CARE OF NDOC, DOES THE COURT WANT THIS?? IF SO, I RESERVE THE RIGHT TO PLACE THIS COURT ON THE RECORD FOR AN IMMEDIATE ACTION TO THE NEVADA SUPREME COURT. IF THIS IS THE ACTION IT WISHES TO TAKE CONCERNING PETITIONERS CIVIL MANDAMUS ETC.. I HOPE THAT IS NOT WHAT THIS WILL COME TO. HOWEVER, PETITIONER IS TIRED OF NDOC'S POLICIES AND PRACTICES AND WANTS TO SEE A COMPLIANCE BY A COURT ACTION PLACED AGAINST BECAUSE IT IS ONLY RIGHT. IF A VIOLATION OF STATE LAW IS OCCURING THEN THERE IS A COURT ACTION THAT WILL SUSPEND SUCH ACTION. THIS IS THE ONLY RECOURSE AND NOT A CIVIL TORT.

III CONCLUSION AND PRAYER FOR RELIEF

PETITIONER DOES NOT WANT TO BE CONFRONTATIONAL WITH THE COURT OF JURISDICTION. HOWEVER, HE ONLY WANTS THE COURT TO DO THE RIGHT THING IN BRINGING NDOC INTO COMPLIANCE WITH PLAIN LAW. SPECIFICALLY NRS 21.105(1), SUBSECTION (N). IN WHICH THEY REFUSE TO DO.

PETITIONER PRAYS THAT THE COURT WILL SEE THE IMMEDIACY OF HIS MOTION AND MOVE ACCORDINGLY. OTHERWISE MORE HARM THAN IS NECESSARY WILL OCCUR IN THIS CASE IN WHICH THIS COURT DOES NOT WANT REPRISAL'S FOR NOT RESPONDING TO THE IMMEDIACY OF PETITIONER'S ACTION.

PETITIONER PRAYS FOR THE RELIEF REQUESTED. TO TEMPORARILY ACCEPT THE IN FORMA PAUPERIS IN ORDER TO MOVE THIS ACTION WITH IMMEDIACY, SINCE HE HAS MET HIS BURDEN OF DEMONSTRATING HIS IN FORMA PAUPERIS STATUS. WITH THE INTENTION OF ALSO COMPLYING, IF POSSIBLE, (SINCE NDOC HAS TAKEN AWAY FROM INMATES, ACCOUNT STATEMENTS) THE ORDER OF PRODUCING FURTHER PROOF NEEDED BY THE COURT. (SEE ATTACHED AFFIDAVIT IN SUPPORT OF MOTION).

DATED THIS 27th DAY OF MAY 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

STATE OF NEVADA)
)
COUNTY OF PERSHING)

NRS 208.165

AFFIDAVIT IN SUPPORT OF MOTION

I, THE PETITIONER, MICHAEL JOSEPH GEIGER, DOES SWEAR UNDER PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE, TO THE BEST OF HIS KNOWLEDGE:

1. THAT, I AM THE PETITIONER IN THIS MATTER, THAT I DO HAVE FIRSTHAND KNOWLEDGE OF VIOLATIONS THAT ARE OCCURING WITHIN THE NDOC THAT THE COURT SHOULD BE AWARE OF AND ACT WITH IMMEDIACY ON.

2. THAT, PLAINTIFF HAS REQUESTED OF INMATE BANKING SERVICES A COMPLETE 6 MONTHS OF ACCOUNT STATEMENTS FROM NOVEMBER 2020 TO APRIL 2021 AS REQUESTED OF THE COURT. HOWEVER, PETITIONER HAS ALSO SUPPLIED THE COURT WITH PROOF OF IN FORMA PAUPERIS STATUS BY FILING HIS "CERTIFICATE OF INMATE'S INSTITUTIONAL ACCOUNT." SHOWING TO THE COURT HIS LACK OF MEANS TO PAY FOR THIS CIVIL ACTION.

3. THAT A HARM WILL COME TO THIS INMATE AND OTHERS LIKE SITUATED AS HIMSELF IF THE COURT DOES NOT ACT ON HIS FILED INJUNCTIVE RELIEF IN THIS MATTER. MORE E.I.P PAYMENTS ARE COMING FROM THE U.S. DEPARTMENT OF TREASURY IN WHICH NDOC STILL IS TAKING DEDUCTIONS FOR IN VIOLATION TO NRS 21.105(1) SUBSECTION (N). THAT HIS GRIEVANCES ARE BEING DELAYED, DENIED RELIEF ON. THAT THERE IS NO OTHER RECOURSE BUT TO MAKE NDOC COMPLY WITH STATE LAW BY THIS COURT ACTION.

///

4. THAT THIS ACTION IS NOT SOME VEXATIOUS ACTION AGAINST THE NDOC IN ORDER TO HARASS THE OPPONENTS IN THIS MATTER. BUT IT IS CLEARLY A PROPER ACTION THAT IS MANDATED UNDER NRS 34. THAT THIS COURT HAS JURISDICTION OVER IT. THEREFORE, THIS PETITIONER ~~HAS~~ LEGITIMATELY ~~HAS~~ CAUSE OF ACTION IN THIS MATTER. PETITIONER INVOKES JURISDICTION ACCORDINGLY.

THIS AFFIDAVIT IS MADE IN PURSUANCE TO ATTACHED MOTION IN OPPOSITION TO ORDER.

DATED THIS 27TH DAY OF MAY 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE.

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM AND DECLARE THAT THE PRECEEDING DOCUMENTS ATTACHED, DO NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 27TH ~~DAY~~ OF MAY 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I AM THE PETITIONER, MICHAEL J. GEIGER, IN PROSE, AND THAT I DID MAIL THE PRECEEDING DOCUMENTS: "MOTION IN OPPOSITION TO ORDER, ATTACHED: AFFIDAVIT IN SUPPORT OF MOTION." BY MAILING THE SAME ON THIS 28th DAY OF MAY 2021. BY MAILING W/IN THE U.S. POSTAL SERVICE TO THE FIRST JUDICIAL DISTRICT COURT 885 E. MUSSER ST. CARSON CITY, NV 89701.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

RECD & FILED
2021 JUN -3 AM 9:06
AUBREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD LCC
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER/PLAINTIFF

V.

STATE OF NEVADA; EX. REL. NDOC ET. AL.
RESPONDANT/DEFENDANTS/

CASE NO: 21 OC 00068 1B
DEPT NO: 2

REQUEST FOR SUBMISSION OF MOTION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO PRESENT TO THE COURT THIS MOTION IN OPPOSITION TO ORDER AND ATTACHED AFFIDAVIT IN SUPPORT OF MOTION. PETITIONER SUBMITS THE FOLLOWING FOR THE COURT'S CONSIDERATION AND ORDER.

DATED THIS 27TH DAY OF MAY 2021.

By
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

REC'D & FILED
2021 JUN 11 AM 9:32
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

-oOo-

MICHAEL T. GEIGER,	**CASE NO. 21 OC 00068 1B**
Plaintiff,	**DEPT. 2**
v.	
STATE OF NEVADA, EX REL. NDOC, et al.,	**ORDER DENYING MOTION**
Defendants.	

Plaintiff Michael Geiger filed an Application to Proceed in Forma Pauperis on April 26, 2021. On April 28, 2021, this Court ordered Mr. Geiger to file six months of complete Inmate Account Statements by May 28, 2021. A motion for an extension of time was timely filed and granted, setting the deadline to June 30, 2021. On June 3, 2021, Mr. Geiger filed a motion opposing a May 25, 2021 order which reiterated the requirements for six months of complete Inmate Account Statements. The motion filed by Mr. Geiger alleged that the inmate's institutional account certificate is sufficient for the purpose of granting an application for proceeding in forma pauperis.

Under NRS 12.015(2), if the court is satisfied that a person who files an affidavit is unable to pay the costs of prosecuting the action, the court shall order the clerk of the court to allow the person to commence the action without costs and to file any necessary paper without charge. The Court is not satisfied with the application of Mr. Geiger and has requested additional documentation to support the application, which has not yet

been provided. The Court will not conditionally accept the application or take Mr. Geiger on his word without the requested filed proof.

If Mr. Geiger will not be able to meet the June 30, 2021 deadline for filing the documents requested, he must file another motion for an extension of time before June 30, 2021. This motion will need to have dates that the necessary documents were requested and what the current status is on receiving those documents, as well as a record of what information Mr. Geiger has received from NDOC employees about the documents and when they will be provided to him for filing.

Good cause appearing,

THE COURT ORDERS:

Mr. Geiger's motion for temporary grant of his application to proceed in forma pauperis is denied.

June 10, 2021.

James E. Wilson Jr.
District Court Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 11 day of June 2021, I served a copy of this document by placing a true copy in an envelope addressed to:

Michael J. Geiger #76906 1200 Prison Rd. Lovelock, NV 89419	

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron
Judicial Assistant

REC'D & FILED
2021 JUN 21 AM 11:11
AUDREY TOWNSATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER/PLAINTIFF

V.

STATE OF NEVADA; EX REL, NDOC ET.AL
RESPONDENT/DEFENDANT /

CASE NO: 21-OC000681B
DEPT NO: 2

MOTION TO SHOW CAUSE

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, WITH HIS MOTION TO SHOW CAUSE. THIS MOTION IS BASED UPON THE LATEST ORDER OF THE COURT DATED JUNE 11th, 2021. ALL PAPERS, PLEADINGS, ON FILE HEREIN. ALONG WITH THE ATTACHED POINTS AND AUTHORITIES.

THIS MOTION IS MADE IN GOOD FAITH AND NOT INTENDED TO BE VEXATIOUS, BUT LITIGIOUS IN NATURE. TO HARASS THIS COURT, HINDER ANY ORDER, DELAY THE PROCEEDINGS.

I. ARGUMENT

PETITIONER FILED A WRIT OF MANDAMUS, WRIT OF EXECUTION, WITH AN ESTOPPEL ON APRIL 26th, 2021. ALONG WITH AN APPLICATION TO PROCEED IN FORMA PAUPERIS. AFTER BEING DENIED TO FILE HIS PLEADINGS BY THE ORDER OF THE COURT DATED APRIL 28th 2021, PETITIONER FILED A CERTIFICATE OF INMATE'S INSTITUTIONAL ACCOUNT WHICH CAME

FROM INMATE BANKING SERVICES, WHICH IS PROOF OF WHAT IS AVAILABLE TO PETITIONER FOR FILING THIS LITIGATION. WHAT THE COURT STATES IN ITS ORDER IS THEY WILL NOT CONDITIONALLY ACCEPT THE APPLICATION OR TAKE PETITIONER AT HIS WORD. THE FINANCIAL CERTIFICATE THAT CAME FROM ACCOUNTING SERVICES IS PROOF. WHY WOULD THIS BE TAKING ANYONE BUT THE NDOC'S WORD FOR IT? WHY IS THIS COURT GIVING A REQUIREMENT TO THE PETITIONER TO SHOW ACCOUNT STATEMENTS HE IS NOT IN CONTROL OF? (SEE EXHIBIT A) WHERE PETITIONER REQUESTED OF NDOC TO GIVE THE SIX MONTH OF ACCOUNT STATEMENTS. THIS REQUEST WAS GIVEN ON MAY 24TH, 2021.

PETITIONER IS ASKED TO GIVE PROOF OF THIS REQUEST. WELL HERE IT IS. AS THE COURT CAN SEE THIS REQUEST HAS BEEN DELAYED EVEN WITH THE COURT'S ORDER ATTACHED TO THIS INQUIRY. NOTICE NDOC IS HINDERING, BLOCKING, DELAYING THIS PROCESS. NOT PETITIONER. NOTICE WHAT THIS REQUESTS ASKS FOR. EVIDENCE TO THEIR VIOLATION OF PLAIN STATUTE LAW. DOES THE COURT THINK NDOC IS WILLING TO ADMIT TO ANY WRONG DOING?? APPARENTLY NDOC DOES NOT HAVE TO ANSWER THE COURT EVEN.

PETITIONER, ASKS THE COURT ONE LAST TIME BEFORE HE TAKES FURTHER ACTION AGAINST THE COURT'S NON NEUTRAL STANDING TO SHOW CAUSE AS TO WHY IT IS THE PETITIONER WHO MUST SHOW FURTHER PROOF OF HIS IN FORMA PAUPERIS STATUS.

PETITIONER FILED AN INJUNCTIVE RELIEF SHOWING THAT FURTHER HARM WOULD COME BECAUSE NDOC IS VIOLATING NRS 21.105(1) SUBSECTION (N). HARM DID COME BECAUSE THE U.S. DEPT. OF THE TREASURY DID SEND A $1400.00 CHECK AND NDOC TOOK

1,288.75. WHICH LEFT THE PETITIONER WITH ONLY $111.25. PETITIONER ASKED THE COURT TO INTERVENE AND THE COURT HAS NOW CREATED FURTHER HARM TO PETITIONER ALONG WITH OTHER PRISONERS NDOC HAS STOLEN FROM OUR ACCOUNTS. PETITIONER DEMANDS THAT THE COURT SHOW CAUSE FOR ITS STANCE TOWARDS PETITIONER? TOWARDS HIS LITIGATION? WHY IS THE COURT NOT ACCEPTING NDOC'S FINANCIAL PROOF? IT IS NOT PETITIONER FALSIFYING DOCUMENTS. YET, IT SEEMS THE COURT IS ACCUSING THIS PETITIONER OF IT AND THAT THESE OTHER DOCUMENTS WILL PROVE OTHERWISE.

THE COURT IS BLOCKING HIS LITIGATION. KNOWING NDOC IS IN CONTROL OF THESE ACCOUNT STATEMENTS, INSTEAD OF GIVING NDOC ACCOUNTING/INMATE BANKING AN ORDER TO PRODUCE THEM. HE DEMANDS PETITIONER WHO IS FILING COURT ACTION TO GO BACK TO THEM TO GET SOMETHING FROM THEM THEY CAN HOLD BACK AND THE COURT THEN DISMISSES HIS PETITION. HOW IS THIS HAVING A RIGHT TO BE HEARD IN COURT? HOW IS THIS A FAIR PROCESS? THAT IS WHY THIS SHOW CAUSE IS BEING FILED.

II RELIEF SOUGHT

1. INJUNCTIVE RELIEF BY DEMANDING BY COURT ORDER THAT INMATE BANKING IS TO SUPPLY THE SIX MONTHS OF STATEMENTS.

2. THE COURT SHOW CAUSE AS TO WHY THIS LITIGATION IS BEING DEMANDED OF PETITIONER IN THE WAY IT IS BEING DEMANDING OF IT.

3. SHOW CAUSE AS TO WHY IT HAS OVERLOOKED AN EMERGENCY INJUNCTIVE RELIEF REQUEST OF THE COURT.

DATED THIS 15TH DAY OF JUNE, 2021.

BY: _____
MICHAEL J. GEIGER

AFFIRMATION PURSUANT TO 239B.030 (NRS)

THE UNDERSIGNED DOES HEREBY AFFIRM AND DECLARE THAT THE PRECEEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 15TH DAY OF JUNE, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

CERTIFICATE OF MAILING

I AM THE PETITIONER, MICHAEL J. GEIGER, IN PRO-SE, AND THAT I DID MAIL THE PRECEEDING DOCUMENT: MOTION TO SHOW CAUSE, BY MAILING THE SAME ON THIS 15TH DAY OF JUNE, 2021. BY MAILING VIA THE U.S. POSTAL SERVICE TO THE FIRST JUDICIAL DIST. COURT 885 E. MUSSER ST. CARSON CITY, NV 89701.

BY:

MICHAEL J. GEIGER
PETITIONER IN PRO-SE

EXHIBIT A

ACCOUNTING INQUIRY
INMATE SERVICES – CENTRAL ADMINISTRATION

Institution/Facility LOVELOCK Inmate Name MICHAEL GEIGER J. (Last, First, Middle Initial)

Inmate Number 76016

Date Concern Occurred: DECEMBER 24, 2020 (Per AR 201, incidents older than 90 days will not be acted upon) Dollar Amount Involved $ 960.00 REFUND FROM IRS RECEIPT U.S. DEPT OF TREASURY CHECK

Posting (other than deposit or payroll)

Trust Acct. ~~Prison~~ Trust 2 _____ Dept. Charges 600.00 Dept. _____ Savings Acct. 360.00

Deposit

Deposit Receipt Date NOV 29TH 2020 V RECEIVED A RECEIPT ALSO TOOK 240.00 FOR US DEPT EDU Sender U.S. DEPT OF TREASURY

Payroll

Pay Period in Question _____ Institution/Facility LOVELOCK

Check to outside party

Brass Slip # _____ Payee _____ Ck # _____ (if known)

Other (see AR 201)

Briefly describe the concern and attach any information, which will properly identify the situation.
Use additional sheets if necessary.

I NEED ACCOUNT STATEMENTS FROM NOV 2020 – APRIL 2021. PER ORDER OF THE COURT (SEE ATTACHED ORDER) I ALSO NEED DECEMBER'S AMOUNT STATEMENT FOR MY GRIEVANCE FILED ON DECEMBER 28TH 2020.

PLEASE ATTACH A RESPONSE TO YOU TAKING THIS AMOUNT FROM ME IN VIOLATION TO NRS 21.105. THAT YOU DID NOT RETURN IT. FOR MY WRIT OF MANDAMUS ON FILE WITH 1ST JUD. DIST. COURT

Inmate Signature and Number _____ Date 5-21-21

Caseworker or Other Authorized Signature CCSI CASTRO Date 5-24-21
(Inquiry will be returned if not signed by caseworker or other authorized person.)

Response From Inmate Services – Central Administration

Date _____

Original & one copy to Inmate Services, Copy to Inmate

DOC 544 (4/04)

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

REC'D & FILED
2021 JUN 21 AM 11:11
AUBREY ROWLATT
CLERK

IN THE FIRST JUDICIAL DISTRICT COURT OF ~~THE STATE OF~~ NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER/PLAINTIFF

CASE NO: 21 DC 00068 1B
DEPT. 2

V.

STATE OF NEVADA EX REL, NDOC ET. AL
RESPONDANT/DEFENDANT/

REQUEST FOR SUBMISSION OF MOTION

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, WITH HIS MOTION TO SHOW CAUSE. THIS MOTION IS BASED UPON THE ATTACHED MOTION AND IS PRESENTED TO THE COURT FOR ITS DECISION/CONSIDERATION AND EVENTUAL ORDER.

DATED THIS 15TH DAY OF JUNE, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

REC'D & FILED
2021 JUN 24 AM 10: 34
AUDREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

-oOo-

MICHAEL T. GEIGER,

Plaintiff,

v.

STATE OF NEVADA, EX REL. NDOC, et al.,

Defendants.

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING MOTION

Plaintiff Michael Geiger filed an Application to Proceed in Forma Pauperis on April 26, 2021. On April 28, 2021, this Court ordered Mr. Geiger to file six months of complete Inmate Account Statements by May 28, 2021. A motion for an extension of time was timely filed and granted, setting the deadline to June 30, 2021. On June 3, 2021, Mr. Geiger filed a motion opposing a May 25, 2021 order which reiterated the requirements for six months of complete Inmate Account Statements. The motion filed by Mr. Geiger alleged that the inmate's institutional account certificate is sufficient for the purpose of granting an application for proceeding in forma pauperis. On June 11, 2021 the Court denied the motion and requested the completed Inmate Account Statements once more. On June 21, 2021, Mr. Geiger filed a motion requesting the Court give further explanation for why the inmate's institutional account certificate is not to the satisfaction of the Court under NRS 12.015(2) and requesting the Court compel

NDOC to respond to his May 24, 2021 request for the complete Inmate Account Statements.

Good cause appearing,

THE COURT ORDERS:

Mr. Geiger's motion is denied absent competent proof , like a declaration of a caseworker, that the Inmate Statements are being withheld by NDOC.

Mr. Geiger's request for further clarification regarding the Court's discretion outlined in NRS 12.015(2) is denied.

Mr. Geiger's petition will be filed if and when he complies with the procedures for filing a writ including the process for the Court to determine whether he is indigent.

June 24, 2021.

James E. Wilson Jr.
District Court Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 24 day of June 2021, I served a copy of this document by placing a true copy in an envelope addressed to:

Michael J. Geiger #76906 1200 Prison Rd. Lovelock, NV 89419	

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron

Billie Shadron
Judicial Assistant

REC'D & FILED
2021 JUL -7 AM 10:19
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER/PLAINTIFF

V.

STATE OF NEVADA, EX REL, NDOC ET AL
RESPONDANTS/DEFENDANTS)

CASE NO: 21 OC 00068 1B
DEPT NO: 2

MOTION FOR EXTENSION OF TIME

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO MOVE THIS COURT TO GRANT HIS MOTION FOR EXTENSION OF TIME. THIS MOTION IS BASED UPON THE ORDER OF THE COURT DATED JUNE 24, 2021. ATTACHED AFFIDAVIT, ALL FILED PLEADINGS, PAPERS FILED HEREIN.

THIS MOTION IS BASED UPON SECURING 6 MONTHS ACCOUNTS STATEMENTS BY NDOC. MADE IN GOOD FAITH AND NOT FOR THE PURPOSE OF HINDERING, DELAYING OR CAUSING FORTHER EXPENSE TO THESE PROCEEDINGS.

DATED THIS 29TH DAY OF JUNE, 2021

BY: _____

MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIDAVIT IN SUPPORT OF MOTION FOR
EXTENSION OF TIME

STATE OF NEVADA)
)
COUNTY OF PERSHING)

I DO SWEAR UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

1. I AM THE PETITIONER, MICHAEL JOSEPH GEIGER
2. I TRIED TO COMPLY WITH THE COURT'S ORDER BY ASKING CASEWORKER CASTRO TO SIGN A DECLARATION AS TO WHY ACCOUNTING IS NOT PROCESSING MY ACCOUNT INQUIRY. HE SAID ACCOUNTING DID NOT HAVE ANY RECORD OF ME ASKING FOR ACCOUNT STATEMENTS. THAT I HAD TO USE A FEDERAL COURT FINANCIAL CERTIFICATE IN ORDER TO OBTAIN THE STATEMENTS. SINCE NO STATE COURT FINANCIAL CERTIFICATE EXISTS. PETITIONER IS TRYING TO COMPLY BY DOING THIS IN ORDER TO OBTAIN DECEPTIVE MEANS TO RECEIVE WHAT THE COURT ASKS.
3. PETITIONER NEEDS UP TO 45 (FORTY FIVE) FOR PROCESSING DAYS IN ORDER TO OBTAIN THE DOCUMENTS ASK OF BY THE COURT. THIS DELAY IS NOT OCCURRING BECAUSE OF NO EFFORT OF HIS PART OR THE LACK OF EFFORT.

DATED THIS 29TH DAY OF JUNE, 2021.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PROPER

AFFIRMATION PURSUANT TO (NRS 239B.030)

I DO HEREBY DECLARE THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY # OF ANY PERSON.

DATED THIS 29th DAY OF JUNE 2021

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I CERTIFY THAT I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE, THAT ON JUNE 30, 2021 I SERVED A COPY OF: MOTION FOR EXTENSION OF TIME; REQUEST FOR SUBMISSION OF MOTION, BY PLACING THE SAME IN THE U.S. MAIL TO

1ST JUDICIAL DIST. COURT
885 E. MOSSER ST.
CARSON CITY, NV 89701

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

REC'D & FILED
2021 JUL -7 AM 10:19
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER/PLAINTIFF

V.

STATE OF NEVADA; EX. REL. NDOC ET AL
RESPONDANT/DEFENDANT/

CASE NO: 21OC00068 1B
DEPT NO: 2

REQUEST FOR SUBMISSION OF MOTION

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO REQUEST SUBMISSION TO: MOTION FOR EXTENSION OF TIME. THIS MOTION IS BASED UPON THE ORDER OF THE COURT, AND IS PRESENTED FOR THE COURTS CONSIDERATION AND ORDER.

THIS MOTION IS MADE IN GOOD FAITH AND NOT FOR THE PURPOSE OF HINDERING, DELAYING, OR CAUSING FORTHER EXPENSE TO THESE PROCEEDINGS.

DATED THIS 29th DAY OF JUNE 2021.

BY: _____ /S/ NOT
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

REC'D & FILED
2021 JUL 12 AM 10:50
AUBREY ROWLATT
CLERK
BY_____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

-oOo-

MICHAEL T. GEIGER,	**CASE NO. 21 OC 00068 1B**
Plaintiff,	**DEPT. 2**
v.	
STATE OF NEVADA, EX REL. NDOC, et al.,	**ORDER GRANTING MOTION FOR EXTENSION**
Defendants.	

Plaintiff Michael Geiger filed an Application to Proceed in Forma Pauperis on April 26, 2021. On April 28, 2021, this Court ordered Mr. Geiger to file six months of complete Inmate Account Statements by May 28, 2021. A motion for an extension of time was timely filed and granted, setting the deadline to June 30, 2021. On June 3, 2021, Mr. Geiger filed a motion opposing a May 25, 2021 order. On June 11, 2021, the Court ordered Mr. Geiger either file the ordered Inmate Account Statements or proof of having requested them. On June 21, 2021, Mr. Geiger filed a motion with an attached form called "Accounting Inquiry, Inmate Services — Central Administration" signed by CCSI Castro. The Accounting Inquiry requested account statements from November 2020 to April 2021 and Decembers Account Statement for Inmate's grievance filed on December 28, 2020. Mr. Geiger's motion was denied on June 24, 2021 absent competent proof, such as a declaration of a caseworker that Inmate Statements are being withheld by NDOC.

On July 7, 2021, Mr. Geiger filed a motion for an extension of time along with an attached affidavit indicating that Mr. Geiger had requested Caseworker Castro to sign a declaration for why Accounting is not processing his inquiry and was told by Caseworker Castro that Accounting did not have a record of Mr. Geiger's request for an Account Statement and that Mr. Geiger had to use a Federal Court Financial Certificate in order to obtain the Statements. Mr. Geiger requested an additional forty-five days for processing to obtain the documents.

It is concerning to the Court that Accounting does not have a record of the Accounting Inquiry signed by Caseworker Castro on May 24, 2021. For the purposes of Mr. Geiger's requests to Accounting, this Court has attached a copy of the Accounting Inquiry Mr. Geiger filed with the Court on June 21, 2021, in case the copy filed with the Court was the only copy Mr. Geiger possessed.

Under NRCP 6(b)(ii), the Court may, for good cause, extend the time on motion made after the time has expired if the party failed to act because of excusable neglect. The Court finds that Mr. Geiger did not have means of foreseeing that Accounting would not have a record of his Accounting Inquiry and thus his neglect in requesting an extension of time was excusable.

Good cause appearing,

THE COURT ORDERS:

Mr. Geiger's motion for an extension of time is granted. Mr. Geiger will have until **August 31, 2021** to file his Inmate Accounting Statements.

July 12th, 2021.

James T. Russell
On behalf of James E. Wilson Jr.
District Court Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 16 day of July 2021, I served a copy of this document by placing a true copy in an envelope addressed to:

Michael J. Geiger #76906 1200 Prison Rd. Lovelock, NV 89419	

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron

Billie Shadron
Judicial Assistant

ACCOUNTING INQUIRY
INMATE SERVICES – CENTRAL ADMINISTRATION

Institution/Facility IDAHO MAX Inmate Name [illegible] (Last, First, Middle Initial)

Inmate Number [illegible]

Date Concern Occurred: DECEMBER 24 2020 (Per AR 201, incidents older than 90 days will not be acted upon) Dollar Amount Involved $ $760.00 SPENT

Posting (other than deposit or payroll)

Trust Acct. _____ Trust 2 _____ Dept. Charges _____ Dept. _____ Savings Acct. _____

Deposit

Deposit Receipt Date NOV 29TH 2020 Sender U.S. DEPT OF TREASURY

Payroll

Pay Period in Question _____ Institution/Facility IDAHO MAX

Check to outside party

Brass Slip # _____ Payee _____ Ck # _____ (if known)

Other (see AR 201)

Briefly describe the concern and attach any information, which will properly identify the situation. Use additional sheets if necessary.

I NEED ACCOUNT STATEMENTS FROM NOV 2020 – APRIL 2021 FOR USE OF THE COURT (SEE ATTACHED LETTER) I DISPUTE MR. MARK'S ALLOWANCE AMOUNT FOR MY GRIEVANCE FILED ON DECEMBER 24 2020

PLEASE ATTACH A REASON TO BE TAKING THIS AMOUNT FROM ME IN VIOLATION OF IDAPA 13.01.05 THAT IS RELEVANT FOR ME TO APPEAL OR DISAGREE ON THE AMOUNT

Inmate Signature and Number _____ Date 5-24-21

Caseworker or Other Authorized Signature [illegible] Date 5-24-21

(Inquiry will be returned if not signed by caseworker or other authorized person.)

Response From Inmate Services – Central Administration

Date _____

Original & one copy to Inmate Services, Copy to Inmate

SUBMISSION OF 6 MONTH ACCOUNT STATEMENT
PAGES 47-68

(SEALED - TO FOLLOW IN MAIL)

MICHAEL J. GEIGER #26906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

REC'D & FILED
2021 JUL 29 PM 4:32
AUDREY HOWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER/PLAINTIFF

CASE NO: 21 OC 00067 1B
DEPT NO: 2

V.

STATE OF NEVADA; EX. REL. NDOC ET. AL
RESPONDANTS / DEFENDANTS /

REQUEST FOR SUBMISSION OF MOTIONS

NOW COMES, MICHAEL JOSEPH GEIGER, PETITIONER IN PRO-SE RESUBMIT THIS MOTIONS, PLEADINGS, REQUESTS, AMENDED MANDAMUS, FOR THE COURTS CONSIDERATION AND EVENTFUL ORDER.

DATED THIS 26th DAY OF JULY, 2021

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

Case No. 21 OC 00068 1 RECD & FILED

Dept. No. II

2021 AUG -3 PM 1:25

AUDREY HOWLAND
CLERK

BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CARSON CITY

* * * * *

MICHAEL T. GEIGER,

PETITIONER,

-vs-

STATE OF NEVADA, EX REL NDOC ET AL,

DEFENDENT(S).

ORDER TO PROCEED IN FORMA PAUPERIS

Upon consideration of PETITIONER's Application to Proceed In Forma Pauperis and it appearing that there is not sufficient income, property or resources with which to commence and maintain the action, and with good cause appearing:

IT IS HEREBY ORDERED that Michael T. Geiger, shall be permitted to proceed In Forma Pauperis in this action, with no fees, costs or securities being necessary towards the filing or issuance of any writ, process, pleading or papers.

IT IS FURTHER ORDERED that the Sheriff shall make personal service of any necessary pleadings in this action without fees.

IT IS SO ORDERED.

Dated this 3 day of August, 2021.

James Wilson

District Court Judge

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding APPLICATION FOR LEAVE TO PROCEED IN FORMA PAUPERIS does *not* contain the social security number of any person.

Dated this 20TH day of APRIL, 2021.

MICHAEL J. GEIGER #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, Nevada 89419

PETITIONER In Pro Se

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

REC'D & FILED
2021 AUG -3 PM 1:25
AUDREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL J. GEIGER
PETITIONER

CASE NO.: 21 OC 00068 1B
DEPT NO.: II

V.

STATE OF NEVADA EX. REL NDOC ET. AL.
DEFENDANT(S)

WRIT OF MANDAMUS

COMES NOW, PETITIONER, MICHAEL J. GEIGER, WITH AN EXTRAORDINARY WRIT AS NRS 34.150 AND NRS 34.160 STATES. TO DEMAND NDOC TO FOLLOW THE LAW AS PRESCRIBED BY NRS 21.150 AND 28 U.S.C. 272 (d). THE WRIT IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ATTACHED EXHIBITS.

PETITIONER PRAYS THAT THIS HONORABLE COURT WILL GRANT THIS WRIT OF MANDAMUS, AND SUBMITS IT IN THE FOLLOWING MANNER:

///

///

///

///

POINTS AND AUTHORITIES

ON NOVEMBER 29th, 2020 I RECEIVED AN ECONOMIC IMPACT PAYMENT OF $1200.00. RECEIVED FROM THE U.S. DEPARTMENT OF TREASURY. SEE EXHIBIT A. THIS MONEY WAS PUT TO TRUST 1 (PRIMARY TRUST ACCOUNT). SEE TRUST ACCOUNT STATEMENT EXHIBIT B. WHERE DEDUCTIONS OF $960.00 WERE REMOVED FROM THIS ECONOMIC IMPACT PAYMENT. TO PAY OUT DEBTS AND OBLIGATIONS WITH A GRIEVANCE NOTIFYING NDOC ABOUT THE MISAPPLICATION OF THE FUNDS WITH ATTACHED ADMINISTRATIVE CLAIM FORM. SEE EXHIBIT C GRIEVANCE # 2006-31-12375. WHICH PETITIONER STATED NRS 21.150 KEEPS NDOC FROM REMOVING FUNDS FOR ANY CIVIL LIABILITY AND JUDGMENTS, ENCUMBERANCES, LEINS, OBLIGATIONS ETC... NDOC REFUSES TO FOLLOW THE LAW. REFUSED TO RETURN THE FUNDS DEMANDED BY NRS 21.150 BY SECTION 1 AND SUBSECTION (N). THE GRIEVANCE IS BEING DELAYED ON PURPOSE IT HAS GONE WAY OVER THE 45 DAYS.

NDOC, INMATE SERVICES PUT OUT A MEMO STATING ALL ECONOMIC IMPACT PAYMENTS ARE GOING TO BE PLACED INTO THE PRIMARY TRUST ACCOUNT AS PER AR 258. WHEN THE ADMINISTRATIVE REGULATION IS NOT LAW. SEE EXHIBIT D. DUE TO THE NDOC VIOLATING NRS 21.105 SECTION 1 AND SUB-SECTION (N). 28 U.S.C. 272(d). THE CARES ACT HAS BEEN APPLIED TO ALL ECONOMIC IMPACT PAYMENTS. THIS COURT SHOULD MANDATE THAT NDOC FOLLOW THIS NRS STATUTE. (SEE WRIT OF EXECUTION ATTACHED. AND ESTOPPEL.) SINCE

THIS THE ONLY AVENUE OF A TIMELY MANNER FOR JUSTICE TO BE SERVED UPON THE STATE, PARTICULARLY NDOC. TO FORCE THEIR COMPLIANCE IN THIS MANNER.

PETITIONER PRAYS THAT THE COURT ACT UPON THIS WRIT WITH EXPEDIANCY. SINCE NDOC THINKS THEY ARE ABOVE THE LAW IN THIS REGARD.

DATED THIS 26TH DAY OF APRIL 2021.

By: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239.B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 26TH DAY OF APRIL 2021.

By: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL J. GEIGER — CASE NO:
PETITIONER — DEPT NO:
V.
STATE OF NEVADA EX REL., NDOC ET AL
DEFENDENT(S) /

WRIT OF EXECUTION

COMES NOW, PETITIONER, MICHAEL J. GEIGER WITH AN EXTRAORDINARY WRIT OF EXECUTION. AS NRS 34 GIVES AS POWERS TO THE COURT TO EXECUTE ORDERS FOR VIOLATION OF STATE LAW UPON THE NON-PERFORMANCE OF ANY ONE IN AN OFFICE, TRUST, OR STATION. WHICH NDOC IS IN VIOLATION TO SUCH ORDERED LAW THEY ARE ENTRUSTED WITH. THE FOLLOWING PEOPLE SHOULD BE PLACED UNDER THIS EXECUTION.

1. DIRECTOR OF NDOC
2. INMATE SERVICES / INMATE BANKING
3. NDOC AS A WHOLE AS FAR AS ADMINISTRATION IS CONCERNED.

THIS EXECUTION IS BASED UPON THE WRIT OF MANDAMUS BEFORE THIS COURT AND IS BEING COMBINED IN ORDER TO EXECUTE

THE ORDER OF THE COURT AGAINST THE OFFICE OF THE NDOC WHO IS IN VIOLATION OF THEIR PERFORMANCE OF AN ACT THE LAW DULY ENDEING, AS A DUTY OF SUCH OFFICE OF THE STATE, IN WHICH THEY ARE REFUSING TO OBEY.

PETITIONER PRAYS THAT THIS WRIT OF EXECUTION BE PLACED AGAINST THE NDOC. RETURN THE FUNDS STOLEN BY THEM AND TO FURTHER ORDER THAT THE LAW BE FOLLOWED TOWARDS ALL ECONOMIC IMPACT PAYMENTS TO ALL INMATES WITHIN NDOC AS NRS 21.150 SECTION 1 AND SUBSECTION (N) STATES,

DATED THIS 2TH DAY OF APRIL 2021.

BY: _____

MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 2TH DAY OF APRIL 2021.

BY: _____

MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
21200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

COURTS COPY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL J. GEIGER
PETITIONER

CASE NO:
DEPT NO:

V.

STATE OF NEVADA, EX. REL. NDOC ET AL.
DEFENDENT(S)

ESTOPPEL

COMES NOW, PETITIONER, MICHAEL J. GEIGER, BEFORE THIS HONORABLE COURT, TO ORDER THE NDOC TO BE PLACED UNDER AN ESTOPPEL. TO FORCE THE COMPLIANCE OF NDOC TO STOP ALL ACTIVITY BEING PEPETUATED AGAINST INMATES WITHIN NDOC TO FREEZE INMATES ACCOUNTS, TAKE DEDUCTIONS OF ANY KIND, OR TO PUT ANY INMATE UNDER MARCY'S LAW TO MAKE DEDUCTIONS FROM. NOT TO BE LIABLE TO A FINANCIAL INSTITUTION, OR A COURT JUDGMENT. AN ENCUMBERANCE, OR LEIN OF ANY SORT. BUT TO CEASE ANY AND ALL ACTIVITY NDOC IS PLACING TO THIS ACCOUNT FOR THESE FUNDS. ESPECIALLY FOR SAVINGS ACCOUNT DEDUCTIONS.

THIS ESTOPPEL IS BEING PLACED BEFORE THE COURT FOR ITS ORDER AND EXECUTION IN THIS ACTION AGAINST NDOC. WHO REFUSES TO OBEY THE NRS STATUTE IN THIS REGARD.

ALL U.S. DEPARTMENT OF THE TREASURY CHECKS ARE WITHOUT THE ABILITY TO DO ANY OF THESE ACTIVITIES ACCORDING TO NRS 21.105 SECTION 1 AND SUBSECTION (N). THEREFORE, BASED UPON THE LAW IN THIS REGARD PETITIONER MOVES THIS HONORABLE COURT TO PLACE THE NDOC UNDER AN ESTOPPEL TO CEASE ANY AND ALL ACTIVITY THAT WOULD UNDERMINE THEIR OBEDIENCE.

DATED THIS 20th DAY OF APRIL 2021.

BY: [signature]
PETITIONER IN PROSE
MICHAEL J. GEIGER

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 20TH DAY OF APRIL 2021.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PROSE

EXHIBIT A

UB/74A

NEVADA DEPARTMENT OF CORRECTIONS
UNAUTHORIZED MAIL NOTIFICATION

TO: GEIGER NDOC # 76906

FROM: MAILROOM OFFICER [illegible]

FINAL DATE FOR DISPOSITION OF UNAUTHORIZED MAIL: /

RECEIVED: 11/16/20 (DATE)

FROM: US DEPT OF THE TREASURY
PO BOX 51320
PHIL, PA 19115

Ck. $1,200.00

Failure to timely respond to process

You have ten (10) working days from this date to inform the Mailroom Officer, in writing, of what you want done with this mail. Your choices are:

_____ 1. Ship or mail out at your expense;

_____ 2. Have the unauthorized mail disposed of according to NDOC procedures; or,

_____ 3. Appeal the decision through the inmate grievance process.

If the Mailroom Officer does not receive the above information within ten (10) days, this mail will be destroyed.

THIS IS THE ONLY NOTICE YOU WILL RECEIVE

[signature] 11/20/20
(MAILROOM OFFICER SIGNATURE) (DATE)

White: Inmate
Yellow: Mailroom
Pink: Attach to Unauthorized Mail

THIS CHECK WAS SENT TO INMATE SERVICES ON NOV 25 2020 THEY WILL VERIFY VALIDITY WITH ISSUING AGENCY. IF VALID, CHECK WILL BE DEPOSITED AND POSTED TO YOUR TRUST ACCOUNT. (APPROX 3-4 WEEKS)

DOC 1518 (1/04)

EXHIBIT B

1B-74R

ACCOUNTING INQUIRY
INMATE SERVICES – CENTRAL ADMINISTRATION

Institution/Facility LOVELOCK Inmate Name MICHAEL GERGER (Last, First, Middle Initial)

Inmate Number 76906

Date Concern Occurred: 12-10-20 (Per AR 201, incidents older than 90 days will not be acted upon) Dollar Amount Involved $ 1200.00

Posting (other than deposit or payroll)

Trust Acct. V Trust 2 _____ Dept. Charges _____ Dept. _____ Savings Acct. _____

Deposit

Deposit Receipt Date 12-10-20 Sender U.S. DEPT OF TREASURY

Payroll

Pay Period in Question _____ Institution/Facility _____

Check to outside party

Brass Slip # _____ Payee _____ Ck # _____ (if known)

Other (see AR 201)

Briefly describe the concern and attach any information, which will properly identify the situation.
Use additional sheets if necessary. WHY IS THERE DEPT CHANGE CONVERSION ATTACHED TO THIS? ON 11-09-20 I RECEIVED A NOTICE (UNAUTHORIZED) FOR A U.S. DEPT. OF TREASURY CHECK FOR THE ECONOMIC IMPACT PAYMENT. ON 12-10-20 THIS CHECK WAS POSTED FOR THE PRIMARY TRUST ACCOUNT WHEN ACCORDING TO AR 258 & NRS 21 STATES THIS CHECK WAS TO BE PLACED INTO TRUST 3 AND NOT THE PRIMARY TRUST ACCOUNT. THEN THERE IS A HOLD ON THIS MONEY DUE TO RECEIVING OVER $500.00. THIS IS NOT A PERSON TO PERSON CHECK. NO HOLD SHOULD EXIST. WHY IS THERE ONE?? COULD YOU EXPLAIN WHY THIS CHECK IS BEING TREATED AS TAX REFUND

Inmate Signature and Number _____ Date 12-14-20

Caseworker or Other Authorized Signature _____ Date _____
(Inquiry will be returned if not signed by caseworker or other authorized person.)

Response From Inmate Services – Central Administration

EIP checks are to be placed into your primary trust

Correction - Dept 1 are INF charges from our old system. It is debt you accrued

Date 3/2/21 JM

Original & one copy to Inmate Services, Copy to Inmate

DOC 544 (4/04)

EXHIBIT C

Log Number 2006-31-12375

NEVADA DEPARTMENT OF CORRECTIONS
INFORMAL GRIEVANCE

NAME: MICHAEL GEIGER I.D. NUMBER: 76906

INSTITUTION: LOVELOCK UNIT: 18-74

GRIEVANT'S STATEMENT: (SEE ATTACHED 2 CONTINUATION PAGES) ON NOV-19-2020 I RECEIVED AN UNAUTHORIZED NOTICE IN THE MAIL FOR RECEIVING A U.S. DEPARTMENT OF TREASURY CHECK FOR $1200.00. ON NOV 25, 2020 I RECEIVED A NOTICE THAT INMATE(S) SERVICES RECEIVED THIS CHECK AND THAT IT WOULD TAKE 3-4 WEEKS TO PROCESS. ON DEC-10-2020

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: _____ DATE: 12-19-20 TIME: 3:30 PM

GRIEVANCE COORDINATOR SIGNATURE: _____ DATE: 12/21/20 TIME: 12:13 PM

GRIEVANCE RESPONSE: _____

CASEWORKER SIGNATURE: _____ DATE: _____

___GRIEVANCE UPHELD ____ GRIEVANCE DENIED ____ ISSUE NOT GRIEVABLE PER AR 740

GRIEVANCE COORDINATOR APPROVAL: _____ DATE: _____

_____ INMATE AGREES _____ INMATE DISAGREES

INMATE SIGNATURE: _____ DATE: _____

FAILURE TO SIGN CONSTITUTES ABANDONMENT OF THE CLAIM. A FIRST LEVEL GRIEVANCE MAY BE PURSUED IN THE EVENT THE INMATE DISAGREES.

Original:	To inmate when complete, or attached to formal grievance
Canary:	To Grievance Coordinator
Pink:	Inmate's receipt when formal grievance filed
Gold:	Inmate's initial receipt

RECEIVED
DEC 21 2020
LOVELOCK CORRECTIONAL CENTER
GRIEVANCES

DOC 3091 (12 / 01)

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: MICHAEL GEIGER I.D. NUMBER: 76906

INSTITUTION: LOVELOCK UNIT #: 1B-74

GRIEVANCE #: ——— GRIEVANCE LEVEL: INFORMAL

GRIEVANT'S STATEMENT CONTINUATION: PG. 1 OF 2

I RECEIVED ON THE KIOSK TRUST ACCOUNT THAT A U.S. TREASURY CHECK FOR $200.00 WAS POSTED, BUT A HOLD WAS PLACED ON PAYMENT. THEN I NOTICED THAT $825.00 WAS PUT TO CONVERSION PAYMENT FROM A DEBT I OWED TO NDOC WHICH MEANS THAT WHEN THE MONEY CLEARS THIS PAYMENT WILL BE TAKEN. A COUPLE OF THINGS SHOULD BE NOTED. ACCORDING TO AR 258 & SPECIFICALLY NRS 21 ALL MONEY RECEIVED BY THE U.S. DEPT OF TREASURY IS TO BE PLACED INTO TRUST & AND NOT INTO THE PRIMARY TRUST ACCOUNT WHICH THIS WAS. THEN THIS MONEY IS TO BE EXEMPT FROM PAYMENT FOR DEBTS AND OBLIGATIONS. JUST RECENTLY AR 258 WAS SET TO THE SIDE DUE TO 80% DEDUCTIONS GIVEN TO AN INMATES ACCOUNT (MARCIES LAW). NOT ONLY SISOLAK, THE GOVERNER OF THE STATE, THE ATTORNEY GENERAL AND LEGISLATIVE FOUND THIS TO BE ILLEGAL AND ABUSIVE TO INMATES. THE STATE OF NEVADA, SPECIFICALLY THE NDOC, STILL CARRIES OUT ITS NEFARIOUS PLANS TO TAKE OVER THE AMOUNT THEY ARE ALLOWED BY TAKING

Original: Attached to Grievance
Pink: Inmate's Copy

RECEIVED
DEC 21 2020
LOVELOCK CORRECTIONAL CENTER
GRIEVANCES

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: MICHAEL GEIGER I.D. NUMBER: 76906

INSTITUTION: LOVELOCK UNIT #: 10 74

GRIEVANCE #: _____ GRIEVANCE LEVEL: INTERNAL

GRIEVANT'S STATEMENT CONTINUATION: PG. 2 OF 2

10% OF THIS CHECK TO ME (WHICH IS SET ASIDE TO BE PAID WHEN MONEY CLEARS) FOR DEPARTMENT CHARGES. WHEN THE AR STATES ONLY 50% CAN BE DEDUCTED FOR DEPARTMENT CHARGES. THEN $120.00 WILL BE DEDUCTED FOR SAVINGS, WHICH IS ANOTHER 10% DEDUCTION EQUALING 80% TOTAL. HOW IS THIS NO DIFFERENT THAN AR 258 UNDER MARCUS LAW? IT IS NOT. WHY IS THIS CHECK BEING CONSIDERED A TAX REFUND AND NOT AS AR 258 & NRS 21 SAYS IT IS TO BE TREATED DIFFERENTLY. WHY IS THERE A HOLD ON IT.

(RELIEF SOUGHT)

1. LIFT HOLD SINCE THIS PAYMENT IS A GOVERNMENT CHECK, AN ECONOMIC IMPACT PAYMENT. NOT PERSON TO PERSON CHECK OVER $500.00.
2. PUT THIS MONEY IN TRUST 3 AS AR 258 & NRS 21 STATES.
3. TREAT THIS MONEY AS NRS 21 STATES IN NOT BEING A PRIMARY TRUST DEPOSIT. BUT TRUST 3. SO NO DEDUCTIONS FOR DEBTS OR OBLIGATIONS OCCUR.

Original: Attached to Grievance
Pink: Inmate's Copy

RECEIVED
DEC 21 2020
LOVELOCK CORRECTIONAL CENTER
GRIEVANCES

DOC – 3097 (01/02)

EXHIBIT D

STATE OF NEVADA
Department of Corrections

MEMORANDUM

Date: April 2, 2021

To: All NDOC Inmates

Subject: 3rd round of stimulus funds and IRS hotline numbers

NDOC has been notified by the Internal Revenue Service (IRS) that some of the 3rd round of stimulus funds have been issued on debit cards. The IRS has informed NDOC that since we are unable to process the cards that we are to return the cards to the IRS fiscal agent. NDOC will comply with these IRS instructions.

Once the debit cards have been returned as instructed, the funds will be returned to the IRS and a paper Treasury Check will be issued. When NDOC receives paper checks, they will be deposited and posted to an inmate's Primary Trust Account consistent with all prior IRS stimulus checks.

Additionally, to assist with any IRS questions you may have, the following IRS toll-free numbers are now available through the inmate telephone system:

- (800) 829-1040
- (800) 829-3676
- (877) 777-4778 - National Taxpayer Advocate Hotline

This document is the property of LCC and this information is being posted so that all inmates have access to it. Removing this document is not only disrespectful, but also could be considered destruction of state property or even theft. If this document is found to be in your possession you may be subject to a Notice of Charges. Thank you for your cooperation.

The minutes for these calls shall not be charged to your telephone account.

If you have questions, please route your questions to the Inmate Services Banking Section through your assigned caseworker. Thank you.

Venus Fajota, Chief of Purchasing & Inmate Services
Nevada Department of Corrections

REC'D & FILED
AUG - 3 2021
Date
AUBREY ROWLATT
CLERK
By _____ Deputy

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PLAINTIFF/PETITIONER

CASE NO: 21 OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL, NDOC ET. AL
DEFENDANTS/RESPONDENTS /

MOTION FOR INJUNCTIVE RELIEF

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO PRESENT AN ~~EMERGENCY~~ EMERGENCY MOTION FOR INJUNCTIVE RELIEF. THIS NOTION IS BASED UPON ATTACHED EXHIBIT NRS 21.105, THE ATTACHED AFFIDAVIT. THE FOLLOWING POINTS AND AUTHORITIES. AND THE WRIT OF MANDAMUS ON FILE HEREIN. AWAITING IN FORMA PAUPERIS STATUS.

PETITIONER PRAYS FOR THIS RELIEF TO BE GRANTED DUE TO THERE BEING NO OTHER RECOURSE AVAILABLE TO HIM. IT IS MADE IN GOOD FAITH, NOT FOR PURPOSE TO HARASS THE OPPONENTS AND CAUSE ANY FURTHER EXPENSE TO THE LITIGATION. NOR IS HIS REQUEST FRIVILOUS IN NATURE.

POINTS AND AUTHORITIES

PETITIONER RECEIVED HIS FIRST ECONOMIC IMPACT PAYMENT VIA "THE U.S. DEPARTMENT OF TREASURY" ON NOVEMBER 26, 2020 FOR $1,200.00. NDOC DEDUCTED $960.00 OUT OF THESE ACCOUNTS FOR PAYING DEBTS,

JUDGMENTS, OBLIGATIONS, DEPARTMENT CHARGES. WHICH WAS AGAINST NRS 21.105 SECTION 1, WHICH STATES:

IF A WRIT OF EXECUTION OR GARNISHMENT IS LEVIED ON THE PERSONAL BANK ACCOUNT OF THE JUDGMENT DEBTOR AND MONEY HAS BEEN DEPOSITED INTO THE "BANK" ACCOUNT ELECTRONICALLY WITHIN THE IMMEDIATELY PRECEDING 45 DAYS FROM THE DATE ON WHICH THE WRIT WAS SERVED WHICH IS REASONABLY IDENTIFIABLE AS EXEMPT FROM EXECUTION, NOTWITHSTANDING ANY OTHER DEPOSITS OF MONEY INTO THE ACCOUNT, $2,000 OR THE ENTIRE AMOUNT IN THE ACCOUNT, WHICHEVER IS LESS, IS NOT SUBJECT TO EXECUTION AND "MUST REMAIN ACCESSIBLE TO THE JUDGMENT DEBTOR". FOR THE PURPOSE OF THIS SECTION, MONEY IS REASONABLY IDENTIFIABLE AS EXEMPT FROM EXECUTION, IF THE MONEY IS DEPOSITED IN THE BANK ACCOUNT BY THE UNITED STATES DEPARTMENT OF TREASURY, INCLUDING, WITHOUT LIMITATION, MONEY DEPOSITED AS: A-M DOES NOT APPLY.

(N) BENEFITS PROVIDED PURSUANT TO ANY OTHER FEDERAL LAW.

NOTE: EXEMPT FROM GARNISHMENT, LEVY. NOTHING CAN BE CIVILLY LIABLE AGAINST THAT DEPOSIT MADE INTO THAT ACCOUNT. NDOC THINKS DIFFERENTLY. THEY THINK IF IT'S MONEY DEPOSIT INTO YOUR ACCOUNT IT IS WORTHY OF DEDUCTIONS. THEY WILL DECIDE HOW MUCH OF THAT MONEY YOU WILL BE LEFT WITH. THEY WILL DISOBEY THE LAW IN THIS REGARD. ONLY A COURT ORDER TO DESIST FROM THEIR ACTION WILL STOP THEM FROM LEVYING OUR ACCOUNTS.

THE THIRD ROUND OF STIMULUS MONEY IS BEING SENT TO THEM. THE FIRST CHECK WAS SENT BACK TO THE IRS WHICH WAS THE $1,400.00 PAYMENT. MY 3rd ROUND WAS SENT TO THIS ADDRESS FOR PAYMENT IN WHICH THE MAILROOM OFFICER NUEMANN SENT BACK TO THE DEPARTMENT OF TREASURY. THIS WAS ORIGINALLY SENT OUT ON MARCH 26, 2021. A TRACER WAS INITIATED ON APRIL 26, 2021. IT WAS DISCOVERED THAT THIS CHECK WAS SENT BACK BY THE PRISON.

A NEW CHECK IS BEING SENT TO THE PRISON FOR DEPOSIT AND THE PRISON IS STILL VIOLATING NRS 21.105. THIS WAS SENT OUT ON MAY 14, 2021. I TRIED EVERYTHING TO REDIRECT PAYMENTS TO ANOTHER ADDRESS. SENT FORMS (1040'S) WITH THE OTHER ADDRESS. ADDRESS CHANGES, ALL TO NO AVAIL. THE IRS WOULD NOT WORK WITH ME TO ACCOMPLISH THIS EVEN THOUGH I RELAYED INFORMATION AS TO WHAT THE PRISON WAS DOING. IN FACT, THE IRS STATED THAT SOMETHING IN THEIR DATABASE STATED THAT THERE WAS IDENTITY THEFT ON FILE. DUE TO ME TRYING TO ACCOMPLISH THIS VERY THING.

NDOC CONTINUES TO GO UNCHECKED AND MAKE DEDUCTIONS TO INMATE ACCOUNTS EVEN TO THIS DATE. AND IF AN ESTOPPEL IS NOT PUT INTO PLACE, AS I THE PETITIONER REQUESTED OF THIS COURT. THEY WILL BRING EVEN MORE HARM TO ME AND THE OTHER INMATES IN THEIR CARE. THEY NEED TO BE MADE TO COMPLY WITH THIS ORDER, AT LEAST TEMPORARY UNTIL THE COURT FIGURES OUT WHAT TO DO CONCERNING THE STATUTES AND THE OBEDIENCE OF THEM. AND HOW IT APPLIES TO THE NDOC.

DATED THIS 17th DAY OF MAY 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PROSE

AFFIRMATION PURSUANT TO NRS 239B.030

I, THE UNDERSIGNED, DO HEREBY AFFIRM THAT THE PRECEEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 17TH DAY OF MAY, 2021.

BY: _____

STATE OF NEVADA)
ss.)
COUNTY OF PERSHING)

AFFIDAVID IN SUPPORT OF
INJUNCTIVE RELIEF

PETITIONER, SWEARS UNDER PENALTY OF PERJURY AND TO HIS BEST UNDERSTANG AND KNOWLEDGE THE FOLLOWING STATEMENTS ARE TRUE AND CORRECT.

1. I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, AND RESIDE IN THE NEVADA DEPARTMENT CORRECTIONS, LOVELOCK NEVADA, WHERE SAID FACTS HAVE OCCURED.

2. THAT PETITIONER, IS BEING HARMED BY NDOC SINCE THEY ARE ILLEGALLY CONFISCATING MONEY FROM MY ACCOUNT IN VIOLATION TO NRS 21.105 (ATTACHED.) AND ARE CONTINUING THIS VIOLATION BY ILLEGALLY CONFISCATING MONEY FROM OTHER INMATES ACCOUNTS.

3. EVEN THOUGH PETITIONER IS AWAITING HIS 6 MONTHS OF STATEMENTS TO COME FROM ACCOUNTING, AS PER ORDER OF THE COURT FILED APRIL 28, 2021. HE NEEDS THIS INJUNCTIVE RELIEF TO OFFICIATE THE COMPLIANCE OF THE NDOC AND THEIR VIOLATION OF PLAIN STATUTE LAW. BECAUSE HE HAS NO OTHER RECOURSE OR FURTHER HARM OF CONFISCATING MONEY FROM HIS ACCOUNT WILL OCCUR, SETH THE $1,400 BEING SENT TO HIM FROM THE U.S. DEPARTMENT OF TREASURY ON MAY 14, 2021, BEING SENT TO HIS PRISON ADDRESS.

4. THE STATEMENT OF FACTS, THE APPLICATION OF STATUTE LAW, AND THE ILLEGAL CONFISCATION OF $9,000 HAS ALREADY OCCURED TO THIS PETITIONER WHO IS TRYING TO NOT BE HARMED ANYMORE BY NDOC'S VIOLATIONS OF STATUTE LAW. WHO ALSO REFUSE TO RETURN MONIES THROUGH THE GRIEVANCE PROCESS.

THIS AFFIDAVIT IN PURSUANT TO NRS 208.165 IS MADE IN LIEU OF THE MOTION FOR INJUNCTIVE RELIEF.

DATED THIS 17th DAY OF MAY, 2021.

BY:

MICHAEL J. GEIGER

EXHIBIT A

NEVADA STATUTES

Title 2. Civil Practice.

Chapter 21. Enforcement of Judgments.

21.105. Certain amount in personal bank account not subject to execution; claim of exemption for additional amount; determination of exemption; immunity from liability for financial institution.

1. If a writ of execution or garnishment is levied on the personal bank account of the judgment debtor and money has been deposited into the account electronically within the immediately preceding 45 days from the date on which the writ was served which is reasonably identifiable as exempt from execution, notwithstanding any other deposits of money into the account, $2,000 or the entire amount in the account, whichever is less, is not subject to execution and must remain accessible to the judgment debtor. For the purposes of this section, money is reasonably identifiable as exempt from execution if the money is deposited in the bank account by the United States Department of the Treasury, including, without limitation, money deposited as:

(a) Benefits provided pursuant to the Social Security Act which are exempt from execution pursuant to 42 U.S.C. §§ 407 and 1383, including, without limitation, retirement and survivors' benefits, supplemental security income benefits, disability insurance benefits and child support payments that are processed pursuant to Part D of Title IV of the Social Security Act;

(b) Veterans' benefits which are exempt from execution pursuant to 38 U.S.C. § 5301;

(c) Annuities payable to retired railroad employees which are exempt from execution pursuant to 45 U.S.C. § 231m;

(d) Benefits provided for retirement or disability of federal employees which are exempt from execution pursuant to 5 U.S.C. §§ 8346 and 8470;

(e) Annuities payable to retired members of the Armed Forces of the United States and to any surviving spouse or children of such members which are exempt from execution pursuant to 10 U.S.C. §§ 1440 and 1450;

(f) Payments and allowances to members of the Armed Forces of the United States which are exempt from execution pursuant to 37 U.S.C. § 701;

(g) Federal student loan payments which are exempt from execution pursuant to 20 U.S.C. § 1095a;

(h) Wages due or accruing to merchant seamen which are exempt from execution pursuant to 46 U.S.C. § 11109;

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(i) Compensation or benefits due or payable to longshore and harbor workers which are exempt from execution pursuant to 33 U.S.C. § 916;

(j) Annuities and benefits for retirement and disability of members of the foreign service which are exempt from execution pursuant to 22 U.S.C. § 4060;

(k) Compensation for injury, death or detention of employees of contractors with the United States outside the United States which is exempt from execution pursuant to 42 U.S.C. § 1717;

(l) Assistance for a disaster from the Federal Emergency Management Agency which is exempt from execution pursuant to 44 C.F.R. § 206.110;

(m) Black lung benefits paid to a miner or a miner's surviving spouse or children pursuant to 30 U.S.C. § 922 or 931 which are exempt from execution; and

(n) Benefits provided pursuant to any other federal law.

2. If a writ of execution or garnishment is levied on the personal bank account of the judgment debtor and the provisions of subsection 1 do not apply, $400 or the entire amount in the account, whichever is less, is not subject to execution and must remain accessible to the judgment debtor, unless the writ of execution or garnishment is for the recovery of money owed for the support of any person.

3. If a judgment debtor has more than one personal bank account with the bank to which a writ is issued, the amount that is not subject to execution must not in the aggregate exceed the amount specified in subsection 1 or 2, as applicable.

4. A judgment debtor may apply to a court to claim an exemption for any amount subject to a writ levied on a personal bank account which exceeds the amount that is not subject to execution pursuant to subsection 1 or 2.

5. If money in the personal account of the judgment debtor which exceeds the amount that is not subject to execution pursuant to subsection 1 or 2 includes exempt and nonexempt money, the judgment debtor may claim an exemption for the exempt money in the manner set forth in NRS 21.112. To determine whether such money in the account is exempt, the judgment creditor must use the method of accounting which applies the standard that the first money deposited in the account is the first money withdrawn from the account. The court may require a judgment debtor to provide statements from the bank which include all deposits into and withdrawals from the account for the immediately preceding 90 days.

6. A financial institution which makes a reasonable effort to determine whether money in the account of a judgment debtor is subject to execution for the purposes of this section is immune from civil liability for any act or omission with respect to that determination, including, without limitation, when the financial institution makes an incorrect determination after applying commercially reasonable methods for determining whether money in an account is exempt because the source of the money was not clearly identifiable or because the financial institution inadvertently misidentified the source of the money. If a court determines that a financial institution failed to identify that money in an account was not subject to execution pursuant to this section, the financial institution must adjust its actions with respect to a writ of execution as soon as possible but may not be held liable for damages.

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7. Nothing in this section requires a financial institution to revise its determination about whether money is exempt, except by an order of a court.

HISTORY:

2011, ch. 338, § 3, p. 1888.

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MICHAEL J. GEIGER #76706
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

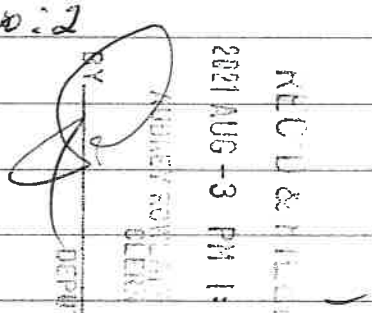
IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER — CASE NO: 21 OC 00068 1B
PLAINTIFF/PETITIONER — DEPT NO: 2

V.

STATE OF NEVAD, EX REL NDOC ET. AL

DEFENDANTS/RESPONDENTS



REQUEST FOR SUBMISSION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH A REQUEST FOR SUBMISSION OF MOTION FOR INJUNCTIVE RELIEF. THIS MOTION IS MADE IN GOOD FAITH. PETITIONER PRAYS THAT THE COURT WILL SUBMIT IT IN ITS CONSIDERATION AND ORDER.

DATED THIS 17th DAY OF MAY, 2021.

BY:

MICHAEL J. GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 AUG -3 PM 1:25
AUDREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER #69906
1200 PRISON RD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL J GEIGER
PETITIONER
V.
STATE OF NEVADA EX. REL. NDOC ETAL
DEFENDANT(S)

CASE NO: 21 OC 00068 1B
DEPT NO: II

REQUEST FOR SUBMISSION OF MOTION(S)

COMES NOW, PETITIONER, MICHAEL J. GEIGER, TO REQUEST OF THIS HONORABLE COURT TO SUBMIT THE FOLLOWING MOTIONS, WRITS, ESTOPPEL IN THE FOLLOWING MANNER

1. WRIT OF MANDAMUS
2. WRIT OF EXECUTION
3. ESTOPPEL

THESE ARE REQUESTED TO BE SUBMITTED FOR THE COURTS CONSIDERATION AND ORDER.

DATED THIS 20 DAY OF APRIL 2021.

BY: [redacted]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 AUG -4 PM 4:27
AUBREY ROWATT
CLERK
BY_____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CARSON CITY

MICHAEL J. GEIGER,

Plaintiff,

vs

STATE OF NEVADA, EX REL. NDOC ETAL,

Defendant.

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING REQUEST FOR SUBMISSION

On August 3, 2021 Mr. Geiger filed a request for submission of his Writ of Mandamus, Writ of Execution, Estoppel filed on August 3, 2021. Mr. Geiger did not file proof of service on Defendant.

On August 3, 2021, Mr. Geiger filed a request for submission of his Motion for Injunctive Relief filed on August 3, 2021. Mr. Geiger did not file proof of service on Defendant.

THE COURT ORDERS:

The request for submissions are denied.

August 4, 2021.

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 5 day of August 2021 I served a copy of this document by placing a true copy in an envelope addressed to::

Michael Geiger, #76906
1200 Prison Road
Locklock, NV 89419

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing, and/or placed the document in the pick up box located in the court clerk's office.

Bree Shadrin
Judicial Assistant

100

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

RECD & FILED
2021 AUG 18 PM 3:08
AUDREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY.

MICHAEL JOSEPH GEIGER
PETITIONER

CASE NO: 21OC00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL; NDOC ET AL.
RESPONDENT

REQUEST FOR RESUBMISSION OF MOTION(S)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, TO REQUEST OF THIS HONORABLE COURT TO RESUBMIT THE FOLLOWING MOTIONS,

1. WRIT OF MANDAMUS (AMENDED
2. WRIT OF EXECUTION
3. WRIT OF PROHIBITION.

THESE ARE BEING RESUBMITTED BASED UPON THE ORDER OF THE COURT TO SERVE THE OPPOSING PARTIES. THEY HAVE BEEN SERVED.

THESE ARE REQUESTED TO BE SUBMITTED FOR THE COURTS CONSIDERATION AND ORDER.

DATED THIS 12TH DAY OF AUGUST 2021

BY:
MICHAEL J. GEIGER

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER — CASE NO: 21 OC 00068 1B
PETITIONER, — DEPT NO.: 2

V.

STATE OF NEVADA; EX. REL; NDOC ET. AL.
RESPONDENT

WRIT OF MANDAMUS (AMENDED)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH AN EXTRAORDINARY WRIT AS NRS 34.150 AND NRS 34.160 STATES. TO DEMAND NDOC TO FOLLOW THE LAW AS PRESCRIBED BY NRS 21.150(1) SUBSECTION (N) AND THE NEW SB-22 STATES IN GIVING DEDUCTIONS TO INMATES ACCOUNTS. THIS WRIT IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ATTACHED EXHIBITS. (FILED IN COURT RECORDS, DUE TO ONLY HAVING ONE COPY.)

PETITIONER PRAYS THAT THIS HONORABLE COURT WILL GRANT THIS WRIT OF MANDAMUS, AND SUBMITS IT IN THE FOLLOWING MANNER.

///

///

///

POINTS AND AUTHORITIES

ON NOVEMBER 29th, 2020 I RECEIVED AN ECONOMIC IMPACT PAYMENT OF $1,200.00. RECEIVED FROM THE U.S. DEPARTMENT OF TREASURY. SEE EXHIBIT A. THIS MONEY WAS PUT TO TRUST 1 (PRIMARY TRUST ACCOUNT.) SEE FILED TRUST ACCOUNT STATEMENT EXHIBIT B. WHERE DEDUCTIONS OF $960.00 WERE DEDUCTED/REMOVED FROM THIS ECONOMIC IMPACT PAYMENT. TO PAY OUT DEBTS AND OBLIGATIONS. PETITIONER FILED A GRIEVANCE NOTIFYING NDOC ABOUT THE MISAPPLICATION OF THE FUNDS WITH ATTACHED ADMINISTRATIVE CLAIM FORM. SEE EXHIBIT C GRIEVANCE #2006-31-12375

PETITIONER RECEIVED A $1,400.00 PAYMENT ON MAY-24-21. IN WHICH $288.75 WAS REMOVED FROM THIS PAYMENT. ANOTHER GRIEVANCE WAS FILED IN WHICH NO RESULTS WERE RENDERED.

PETITIONER SHOWED/DEMONSTRATED THAT NRS 21.150 FORBIDS PRISON OFFICIALS FROM REMOVING FUNDS FROM AN INMATES ACCOUNTS FOR ANY COURT FEES, DEBTS OR OBLIGATIONS OF ANY KIND. BUT ESPECIALLY FOR COURT FEES, CIVIL JUDGMENTS OF ANY KIND, DEBTS OWED TO ANYONE OUT OF THIS MONEY. NDOC REFUSES TO REFUND OR TO FOLLOW THE LAW. WHICH IS DEMANDED BY NRS 21.150(1); SUBSECTION (N). THE GRIEVANCE PROCESS OR THE ACCOUNT INQUIRIES ARE TO NO AVAIL AND THEREFORE THIS WRIT OF MANDAMUS.

NDOC, INMATE SERVICES PUT OUT A MEMO STATING ALL ECONOMIC IMPACT PAYMENTS ARE GOING TO BE PLACED INTO THE PRIMARY TRUST ACCOUNT AS PER AR 258 STATES. WHEN THE ADMINISTRATIVE REGULATION IS NOT LAW. SEE EXHIBT D. FILED IN COURT.

DUE TO THE NDOC VIOLATION OF NRS 21.105 (1); SUBSECTION (N). THIS COURT SHOULD MANDATE THAT NDOC FOLLOW THIS NRS STATUTE. (SEE WRIT OF EXECUTION AND WRIT OF PROHIBITION ATTACHED.)

ON JULY 1ST, 2021 SB-22 WAS TO BE IMPLEMENTED WITHIN NDOC. NDOC WAS ONLY TO TAKE 25% DEDUCTIONS OUT OF OUTSIDE SOURCE MONEY. THEY TOOK MORE THAN THAT. THEY TOLD RETURN STRONG THAT THEY WOULD REFUND MONEY TO INMATES THEY TOOK OVER THE 25% AND HAVE NOT. NDOC DEDUCTED MORE THAN 50% OUT OF INMATE WAGES. HAVE NOT CORRECTED ANY INMATES ACCOUNTS WHEN THEY TOOK OVER THAT AMOUNT. ONE PERSON IN JULY RECEIVED AN EIP PAYMENT AND NDOC REMOVED $1,000 OUT OF A $1200.00 PAYMENT CALLING IT A INMATE WELFUND FUND (OFFSETTING NEGATIVE BALANCE). THIS INMATE OWED NO DEPARTMENT CHARGES OR INMATE WELFARE FUND. (WILL INCLUDE AN AFFIDAVIT WHEN NEEDED AS EVIDENCE BEFORE THIS COURT OF INQUIRY.)

NDOC REFUSES TO APPLY A RETROACTIVE DATE TO THE DATE OF THE PASSING OF THIS LAW. THAT WAY THEY CAN CONTINUE ITS THEFT AGAINST INMATES, ESPECIALLY WHEN THEY KNEW THIS BILL WAS PASSED AND TRIED TO RUSH MONEY ON AN INMATES ACCOUNT BEFORE THE JULY 1ST IMPLEMENTATION.

THIS IS THE ONLY AVENUE OF A TIMELY MANNER FOR JUSTICE TO BE SERVED UPON THE STATE, PARTICULARLY NDOC. TO FORCE THEIR COMPLIANCE TO PLAIN VIOLATION TO STATE LAW.

PETITIONER PRAYS THAT THE COURT ACT UPON THIS WRIT WITH EXPEDIENCY. SINCE NDOC THINKS THEY ARE ABOVE THE LAW IN THIS REGARD.

DATED THIS 12th DAY OF AUGUST, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES ~~HEREBY~~ AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 12th DAY OF AUGUST, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER, PETITIONER — CASE NO: 21 OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA; EX REL, NDOC ET AL.
RESPONDENT /

WRIT OF EXECUTION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITAN EXTRA-ORDINARY WRIT OF EXECUTION. AS NRS 34 GIVES AS POWERS TO THE COURT TO EXECUTE ORDERS FOR VIOLATION OF STATE LAW UPON THE NON-PERFORMANCE OF ANY ONE IN ANY OFFICE, TRUST, OR STATION. WHICH NDOC IS IN VIOLATION TO SUCH ORDERED LAWS THEY ARE ENTRUSTED WITH. THE FOLLOWING PEOPLE AND OFFICES SHOULD BE PLACED UNDER THIS EXECUTION.

1. DIRECTOR OF NDOC
2. INMATE SERVICES/INMATE BANKING
3. NDOC AS A WHOLE. AS FAR AS THE ADMINISTRATION IS CONCERNED.

///

THIS EXECUTION IS BASED UPON THE WRIT OF MANDAMUS BEFORE THIS COURT AND IS BEING COMBINED IN ORDER TO GIVE AN EXECUTION TO THE ORDER OF THE COURT AGAINST THE OFFICE OF THE NDOC, WHO IS VIOLATING PLAIN LAW AGAINST THE PERFORMANCE OF AN ACT THE LAW ENJOINS AS A DUTY TO SUCH OFFICE OF THE STATE. I WHICH NDOC REFUSES TO ENJOIN IN ITS OFFICE OR DUTY TO OBEY.

PETITIONER PRAYS THAT THIS WRIT OF EXECUTION BE PLACED AGAINST THE NDOC. THAT THEY RETURN ALL FUNDS STOLEN BY THEM IN PLAIN VIOLATION TO STATUTE LAW. TO FURTHER ORDER THAT THE LAW BE ENFORCED TOWARDS ALL ECONOMIC IMPACT PAYMENTS, PROPER DEDUCTIONS ARE GIVEN TO ALL OUTSIDE SOURCE MONEY OR TO INMATE WAGES. THAT NRS 21.105(1); SUBSECTION(N) STATES: OR SB-22 STATES.

DATED THIS 12TH DAY OF AUGUST 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 12TH DAY OF AUGUST, 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER — CASE NO: 21OC00068 1B
PETITIONER, — DEPT NO: 2

V.

STATE OF NEVADA; EX REL. NDOC ET AL
RESPONDENT /

WRIT OF PROHIBITION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, BEFORE THIS HONORABLE COURT, TO ORDER THE NDOC TO BE PLACED UNDE A WRIT OF PROHIBITION. TO FORCE THE PROHIBITION OF NDOC TO STOP ALL ACTIVITY BEING PERPETUATED AGAINS ALL INMATES WITHIN NDOC TO FREEZE INMATES ACCOUNTS, TAKE DEDUCTIONS OF ANY KIND, OR TO PUT ECONOMIC IMPACT PAYMENTS UNDER MARCY'S LAW TO MAKE DEDUCTIONS FROM. NOT TO BE LIABLE TO ANY FINANCIAL INSTITUTIONS, OR A CIVIL COURT ORDER OR JUDGEMENT TO PAY DEBTS OWED. TO ALLOW ENCUMBERANCES, OR LEINS OF ANY SORT. BUT TO CEASE ANY AND ALL ACTIVITY NDOC IS PLACING TO THIS ACCOUNT FOR THESE FUNDS.

TO PROHIBIT INMATE BANKING SERVICES FROM ACTION OUTSIDE OF SB-22. TO NOT ALLOW THEM TO DEDUCT MORE MONEY THAN THE NEW LAW ALLOWS.

THIS WRIT OF PROHIBITION IS BEING PLACED BEFORE THIS COURT FOR ITS ORDER AND EXECUTION IN THIS ACTION AGAINST NDOC, WHO REFUSE TO OBEY THE NRS STATUTES AND NEW SB-22 LAW IN THIS REGARD.

ALL U.S. DEPARTMENT OF TREASURY CHECKS THAT ARE DEPOSITED INTO ANY BANK ACCOUNT ARE WITHOUT THE ABILITY TO DO ANY OF THE ACTIVITIES NDOC HAS PLACED AGAINST IT ACCORDING TO NRS 21.105(1), SUBSECTION (a). ALSO SB-22 FORBIDS DEDUCTIONS OF OUTSIDE SOURCE MONEY MORE THAN 25%, OR TO INMATE WAGES 50% IN MORE THAN THIS. WHICH NDOC HAS DONE AND STILL REFUSES TO REFUND MONEY.

BASED UPON THE LAW BEING VIOLATED IN THIS REGARD, PETITIONER MOVES THIS HONORABLE COURT TO PLACE THE NDOC UNDER THIS WRIT OF PROHIBITION.

DATED THIS 12TH DAY OF AUGUST 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 12TH DAY OF AUGUST.

BY: _____

MICHAEL J. GEIGER

CERTIFICATE OF SERVICE

I DO HEREBY AFFIRM THAT I DID MAIL THE PRECEEDING DOCUMENTS: 1. WRIT OF MANDAMUS (AMENDED) 2. WRIT OF EXECUTION 3. WRIT OF PROHIBITION. BY DEPOSITING THE SAME INTO THE U.S. MAIL VIA THE LAW LIBRARY TO THE FOLLOWING PARTY:

AARON FORD
ATTORNEY GENERAL
100 N. CARSON ST.
CARSON CITY, NV 89701

DATED THIS 12TH DAY OF AUGUST.

BY: [signature]
MICHAEL S. GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 SEP -9 AM 8:53
AUDREY ... CLERK
BY ... DEPUTY

FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL J. GEIGER,

Petitioner,

vs.

STATE OF NEVADA, EX REL. NDOC ETAL,

Respondents,

_____/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER FOR RESPONSE

Petitioner filed a Petition for a Writ of Mandamus on August 16, 2021. The Court reviewed the Petition and finds it necessary the Attorney General for the State of Nevada respond.

IT IS ORDERED: The Attorney General will have **45 days** from the date of this order to answer or otherwise respond to the petition and file a return in accordance with the provisions of NRS 34.360 to 34.830 inclusive.

A status hearing is set for **October 26, 2021 at 11:00 a.m.** If the Attorney General's Office files a response within 30 days no appearance is necessary. If a response is not filed within 45 days, Heather Proctor, SDAG for the Attorney General's Office must appear.

///

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Docket 84212 Document 2022-07639

IT IS FURTHER ORDERED: The court clerk attach a copy of the petition to the order sent to the Attorney General.

September 9, 2021.

James Wilson

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on September 9, 2021 I served a copy of this document by placing a true copy in an envelope addressed to:

Michael J. Geiger #76906
1200 Prison Road
Lovelock, NV 89419

Heather Proctor
Senior Deputy Attorney General
100 N. Carson St.
Carson City, NV 89701-4717

the envelope sealed and then deposited in the Court's central mailing basket in the Court Clerk's Office for delivery to the United States Post Office at 1111 South Roop Street, Carson City, Nevada for mailing.

Billie Shadron

Billie Shadron
Judicial Assistant

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

REC'D & FILED
2021 AUG 18 PM 3:08
AUDREY ROWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY.

MICHAEL JOSEPH GEIGER
PETITIONER

CASE NO: 21OC00068 B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL; NDOC ET AL.
RESPONDENT

REQUEST FOR RESUBMISSION OF MOTION(S)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, TO REQUEST OF THIS HONORABLE COURT TO RESUBMIT THE FOLLOWING MOTIONS,

1. WRIT OF MANDAMUS (AMENDED
2. WRIT OF EXECUTION
3. WRIT OF PROHIBITION.

THESE ARE BEING RESUBMITTED BASED UPON THE ORDER OF THE COURT TO SERVE THE OPPOSING PARTIES. THEY HAVE BEEN SERVED.

THESE ARE REQUESTED TO BE SUBMITTED FOR THE COURTS CONSIDERATION AND ORDER.

DATED THIS 12TH DAY OF AUGUST 2021

BY: _____
MICHAEL J. GEIGER

MICHAEL J. GEIGER #1406
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER,

CASE NO: 21 OC 00068 1B
DEPT NO.: 2

V.

STATE OF NEVADA; EX. REL; NDOC ET. AL.
RESPONDENT

WRIT OF MANDAMUS (AMENDED)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH AN EXTRAORDINARY WRIT AS NRS 34.150 AND NRS 34.160 STATES. TO DEMAND NDOC TO FOLLOW THE LAW AS PRESCRIBED BY NRS 21.150(1) SUBSECTION (N) AND THE NEW SB-22 STATES IN GIVING DEDUCTIONS TO INMATES ACCOUNTS. THIS WRIT IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ATTACHED EXHIBITS. (FILED IN COURT RECORDS, DUE TO ONLY HAVING ONE COPY.)

PETITIONER PRAYS THAT THIS HONORABLE COURT WILL GRANT THIS WRIT OF MANDAMUS, AND SUBMITS IT IN THE FOLLOWING MANNER.

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POINTS AND AUTHORITIES

ON NOVEMBER 29th, 2020 I RECEIVED AN ECONOMIC IMPACT PAYMENT OF $1,200.00. RECEIVED FROM THE U.S. DEPARTMENT OF TREASURY. SEE EXHIBIT A. THIS MONEY WAS PUT TO TRUST 1 (PRIMARY TRUST ACCOUNT.) SEE FILED TRUST ACCOUNT STATEMENT EXHIBIT B. WHERE DEDUCTIONS OF $960.00 WERE DEDUCTED / REMOVED FROM THIS ECONOMIC IMPACT PAYMENT. TO PAY OUT DEBTS AND OBLIGATIONS. PETITIONER FILED A GRIEVANCE NOTIFYING NDOC ABOUT THE MISAPPLICATION OF THE FUNDS WITH ATTACHED ADMINISTRATIVE CLAIM FORM. SEE EXHIBIT C GRIEVANCE #2006-31-12375.

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PETITIONER SHOWED / DEMONSTRATED THAT NRS 21.150 FORBIDS PRISON OFFICIALS FROM REMOVING FUNDS FROM AN INMATES ACCOUNTS FOR ANY COURT FEES, DEBTS OR OBLIGATIONS OF ANY KIND. BUT ESPECIALLY FOR COURT FEES, CIVIL JUDGMENTS OF ANY KIND, DEBTS OWED TO ANYONE OUT OF THIS MONEY. NDOC REFUSES TO REFUND OR TO FOLLOW THE LAW. WHICH IS DEMANDED BY NRS 21.150(1); SUBSECTION (N). THE GRIEVANCE PROCESS OR THE ACCOUNT INQUIRIES ARE TO NO AVAIL AND THEREFORE THIS WRIT OF MANDAMUS.

NDOC, INMATE SERVICES PUT OUT A MEMO STATING ALL ECONOMIC IMPACT PAYMENTS ARE GOING TO BE PLACED INTO THE PRIMARY TRUST ACCOUNT AS PER AR 258 STATES. WHEN THE ADMINISTRATIVE REGULATION IS NOT LAW. SEE EXHIBT D. FILED IN COURT.

DUE TO THE NDOC VIOLATION OF NRS 21.105 (1); SUBSECTION (N). THIS COURT SHOULD MANDATE THAT NDOC FOLLOW THIS NRS STATUTE. (SEE WRIT OF EXECUTION AND WRIT OF PROHIBITION ATTACHED.)

ON JULY 1ST, 2021 SB-22 WAS TO BE IMPLEMENTED WITHIN NDOC. NDOC WAS ONLY TO TAKE 25% DEDUCTIONS OUT OF OUTSIDE SOURCE MONEY. THEY TOOK MORE THAN THAT. THEY TOLD RETURN STRONG THAT THEY WOULD REFUND MONEY TO INMATES THEY TOOK OVER THE 25% AND HAVE NOT. NDOC DEDUCTED MORE THAN 50% OUT OF INMATE WAGES. HAVE NOT CORRECTED ANY INMATES ACCOUNTS WHEN THEY TOOK OVER THAT AMOUNT. ONE PERSON ON JULY RECEIVED AN EIP PAYMENT AND NDOC REMOVED $1,000 OUT OF A $1200.00 PAYMENT CALLING IT A INMATE WELFUND FUND (OFFSETTING NEGATIVE BALANCE). THIS INMATE OWED NO DEPARTMENT CHARGES OR INMATE WELFARE FUND. (WILL INCLUDE AN AFFIDAVIT WHEN NEEDED AS EVIDENCE BEFORE THIS COURT OF INQUIRY.)

NDOC REFUSES TO APPLY A RETROACTIVE DATE TO THE DATE OF THE PASSING OF THIS LAW. THAT WAY THEY CAN CONTINUE ITS THEFT AGAINST INMATES, ESPECIALLY WHEN THEY KNEW THIS BILL WAS PASSED AND TRIED TO RUSH MONEY ON AN INMATES ACCOUNT BEFORE THE JULY 1ST IMPLEMENTATION.

THIS IS THE ONLY AVENUE OF A TIMELY MANNER FOR JUSTICE TO BE SERVED UPON THE STATE, PARTICULARLY NDOC. TO FORCE THEIR COMPLIANCE TO PLAIN VIOLATION TO STATE LAW.

PETITIONER PRAYS THAT THE COURT ACT UPON THIS WRIT WITH EXPEDIENCY. SINCE NDOC THINKS THEY ARE ABOVE THE LAW IN THIS REGARD.

DATED THIS 12th DAY OF AUGUST, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 12th DAY OF AUGUST, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER, PETITIONER — CASE NO: 21 OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA; EX REL, NDOC ET. AL. RESPONDENT

WRIT OF EXECUTION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, WITH AN EXTRAORDINARY WRIT OF EXECUTION. AS NRS 34 GIVES AS POWERS TO THE COURT TO EXECUTE ORDERS FOR VIOLATION OF STATE LAW UPON THE NON-PERFORMANCE OF ANY ONE IN ANY OFFICE, TRUST, OR STATION. WHICH NDOC IS IN VIOLATION TO SUCH ORDERED LAWS THEY ARE ENTRUSTED WITH. THE FOLLOWING PEOPLE AND OFFICES SHOULD BE PLACED UNDER THIS EXECUTION.

1. DIRECTOR OF NDOC
2. INMATE SERVICES/INMATE BANKING
3. NDOC AS A WHOLE. AS FAR AS THE ADMINISTRATION IS CONCERNED.

III

THIS EXECUTION IS BASED UPON THE WRIT OF MANDAMUS BEFORE THIS COURT AND IS BEING COMBINED IN ORDER TO GIVE AN EXECUTION TO THE ORDER OF THE COURT AGAINST THE OFFICE OF THE NDOC, WHO IS VIOLATING PLAIN LAW AGAINST THE PERFORMANCE OF AN ACT THE LAW ENJOINS AS A DUTY TO SUCH OFFICE OF THE STATE. I WHICH NDOC REFUSES TO ENJOIN IN ITS OFFICE OR DUTY TO OBEY.

PETITIONER PRAYS THAT THIS WRIT OF EXECUTION BE PLACED AGAINST THE NDOC. THAT THEY RETURN ALL FUNDS STOLEN BY THEM IN PLAIN VIOLATION TO STATUTE LAW. TO FURTHER ORDER THAT THE LAW BE ENFORCED TOWARDS ALL ECONOMIC IMPACT PAYMENTS, PROPER DEDUCTIONS ARE GIVEN TO ALL OUTSIDE SOURCE MONEY OR TO INMATE WAGES. THAT NRS 21.105(1); SUBSECTION (N) STATES: OR SB-22 STATES.

DATED THIS 12TH DAY OF AUGUST 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 12TH DAY OF AUGUST, 2021.

BY: _____
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER,

CASE NO: 24OC00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL. NDOC ET AL
RESPONDENT /

WRIT OF PROHIBITION

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, BEFORE THIS HONORABLE COURT, TO ORDER THE NDOC TO BE PLACED UNDE A WRIT OF PROHIBITION. TO FORCE THE PROHIBITION OF NDOC TO STOP ALL ACTIVITY BEING PERPETUATED AGAINS ALL INMATES WITHIN NDOC TO FREEZE INMATES ACCOUNTS, TAKE DEDUCTIONS OF ANY KIND, OR TO PUT ECONOMIC IMPACT PAYMENTS UNDER MARCY'S LAW TO MAKE DEDUCTIONS FROM. NOT TO BE LIABLE TO ANY FINANCIAL INSTITUTIONS, OR A CIVIL COURT ORDER OR JUDGMENT TO PAY DEBTS OWED. TO ALLOW ENCUMBERANCES, OR LEINS OF ANY SORT. BUT TO CEASE ANY AND ALL ACTIVITY NDOC IS PLACING TO THIS ACCOUNT FOR THESE FUNDS.

TO PROHIBIT INMATE BANKING SERVICES FROM ACTION OUTSIDE OF SB-22. TO NOT ALLOW THEM TO DEDUCT MORE MONEY THAN THE NEW LAW ALLOWS.

THIS WRIT OF PROHIBITION IS BEING PLACED BEFORE THIS COURT FOR ITS ORDER AND EXECUTION IN THIS ACTION AGAINST NDOC. WHO REFUSE TO OBEY THE NRS STATUTES AND NEW SB-22 LAW IN THIS REGARD.

ALL U.S. DEPARTMENT OF TREASURY CHECKS THAT ARE DEPOSITED INTO ANY BANK ACCOUNT ARE WITHOUT THE ABILITY TO DO ANY OF THE ACTIVITIES NDOC HAS PLACED AGAINST IT ACCORDING TO NRS 21.105(1), SUBSECTION (N). ALSO SB-22 FORBIDS DEDUCTIONS OF OUTSIDE SOURCE MONEY MORE THAN 25%, OR TO INMATE WAGES 50% IN MORE THAN THIS. WHICH NDOC HAS DONE AND STILL REFUSES TO REFUND MONEY.

BASED UPON THE LAW BEING VIOLATED IN THIS REGARD, PETITIONER MOVES THIS HONORABLE COURT TO PLACE THE NDOC UNDER THIS WRIT OF PROHIBITON.

DATED THIS 12TH DAY OF AUGUST 2021.

BY: _____

MICHAEL J. GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY OF ANY PERSON.

DATED THIS 12TH DAY OF AUGUST.

BY: _____

MICHAEL J. GEIGER

CERTIFICATE OF SERVICE

I DO HEREBY AFFIRM THAT I DID MAIL THE PRECEEDING DOCUMENTS: 1. WRIT OF MANDAMUS (AMENDED) 2. WRIT OF EXECUTION 3. WRIT OF PROHIBITION. BY DEPOSITING THE SAME INTO THE U.S. MAIL VIA THE LAW LIBRARY TO THE FOLLOWING PARTY:

AARON FORD
ATTORNEY GENERAL
100 N. CARSON ST.
CARSON CITY, NV 89701

DATED THIS 12TH DAY OF AUGUST.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 SEP 21 PM 3:32
AUBREY ROWLATT CLERK
BY DEPUTY

MICHAEL J. GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER

CASE NO: 21OC00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL: NDOC ET. AL.
RESPONDANT

NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE

NOWS COMES, PETITIONER, MICHAEL JOSEPH GEIGER, INPROPE TO PRESENT TO THE COURT: NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE. THIS IS PRESENTED WITH AN ATTACHED EXHIBIT: MEMERANDUM PLACED BY NDOC, (ONLY HAVING ONE COPY, AGO CAN RECEIVE A COPY FROM COURT) ALONG WITH THE MEMORANDUM OF POINTS AND AUTHORITIES.

THIS NOTIFICATION IS MADE IN GOOD FAITH AND NOT FOR THE PURPOSE TO HARRASS THE OPPONENTS OR TO CAUSE FURTHER EXPENSE TO THIS LITIGATION. BUT TO CORRECT A WRONG CREATED BY NDOC POLICY THAT CONTINUES TO DO PARTIAL COMPLIANCE TO A KNOWN LAW THEY REFUSE TO COMPLETELY COMPLY TO.

///

POINTS AND AUTHORITIES

I: SB-22 COMPLIANCE IS ONLY BEING COMPLIED TO PARTIALLY. ON 9-16-21 A MEMORANDUM PROVES THIS.

SEE ATTACHED EXHIBIT "A"

THE FOLLOWING MEMORANDUM WAS PLACED ON THE BULLETIN BOARD ON SEPTEMBER 16th, 2021. IT STATES THE FOLLOWING:

ALL REVERSALS REQUIRED FOR TRANSACTIONS POSTED TO YOUR ACCOUNT PRIOR TO JUNE 30, 2021 WERE COMPLETED BY AUGUST 31, 2021.

SOME MONEY HAS BEEN RETURNED TO INMATES SINCE THE PASSING OF THE BILL'S RETROACTIVENESS, BUT NOT ALL. NDOC IS PICKING AND CHOOSING WHAT MONEY TO RETURN. ALL ECONOMIC IMPACT PAYMENTS POSTED IN JUNE HAVE NOT BEEN RETURNED. MONEY I RECEIVED IN JUNE IN WHICH WERE DEPOSITED AND MORE THAN 25% WAS DEDUCTED FROM THIS DEPOSITED WERE NOT RETURNED. SO THIS MEMO IS NOT STATING A FACT. AN AUDIT OF INMATE BANKING IS REQUIRED. (SEE ATTACHED MOTION) IN ORDER TO PROVE NDOC IS IN COMPLETE COMPLIANCE AS THEY CLAIM. THIS PETITIONER CAN PROVE THIS CLAIM IS FALSE. THEY HAVE NOT DONE ALL OF WHAT THEY CLAIM ON THIS MEMORANDUM. THEREFORE, THE COURT NEEDS TO INTERVENE.

ALSO, INMATE BANKING TOOK $1200 OF MY OWN MONEY ALREADY ON MY ACCOUNT AND DEDUCTED IT IN ORDER TO PAY OUT OWED MONEY TO MY ACCOUNT FROM A DEDUCTION MADE IN JULY FOR $19.00 X2 AND A $600.00 PAYMENT. THIS IS WHAT WE CALL

COOKING THE BOOKS. THIS ACCOUNTING MAKES NO SENSE. AGAIN, THAT IS WHY AN AUDIT OF INMATE SERVICES IS REQUIRED TO FIGURE OUT WHAT IS WHAT. WHY WOULD THEY TAKE AWAY MY MONEY I HAD ON MY ACCOUNT, NOT DEPOSIT BACK THAT MONEY, AND THEN DEPOSIT OWED MONEY FOR JULY WHICH HAD NOTHING TO DO WITH THE MONEY I HAD ON MY ACCOUNT ALREADY?? YET, THIS IS WHAT THEY DID. A DISCLOSURE OF THIS ACCOUNT STATEMENT IS REQUIRED. (SEE ATTACHED DISCLOSURE OF ACCOUNT STATEMENTS FOR AUGUST AND SEPTEMBER BY INMATE BANKING).

II: RELIEF SOUGHT

THAT NDOC COMPLIES WITH WHAT WAS STATED ON THIS MEMORANDUM. RETURN/REVERSE THE OVERDEDUCTIONS PRIOR TO JUNE 30, 2021 MADE TO INMATES ACCOUNTS COMPLETELY AND NOT JUST PARTIALLY AS THEY HAVE DISTRIBUTED BACK TO THEM.

TO AUDIT INMATE BANKING IN ORDER TO FIGURE OUT WHAT THEY OWE BACK TO EVERY INMATE THEY MADE OVER DEDUCTIONS FOR OVER 25% TO THEIR ACCOUNT.

TO FORCE COMPLIANCE COMPLETELY TO NDOC TO RETURN MONEY TO INMATES THAT HAD OUTSIDE DEPOSITS MADE TO THEM AS SB-22 STATES. AND TO THOSE WHO ARE WORKING AND RECEIVING A PAY-ROLL NUMBER OF NO MORE THAN 50% DEDUCTIONS TO IT. INCLUDING ANY RETROACTIVENESS TO THE PASSING OF SB-22'S DATE. AND NOT JUST TO THE JULY 1ST, 2021 IMPLEMENTATION. AS STATED BY THE NDOC MEMORANDUM ON SEPTEMBER 14, 2021.

DATED THIS 17TH DAY OF SEPTEMBER, 2021.

BY: _____

MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

I DO HEREBY AFFIRM THAT THE PRECEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 17TH DAY OF SEPTEMBER, 2021.

BY _____

MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I CERTIFY THAT I AM THE PETITIONER MICHAEL JOSEPH GEIGER, THAT ON THIS 17TH DAY OF SEPTEMBER, THAT I SERVED A TRUE AND CORRECT COPY OF THE FOLLOWING DOCUMENTS: MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS; COURT ORDER TO ADJUST NDOC: INMATE BANKING; NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE IN THE YEAR OF 2021, TO THE FOLLOWING PARTIES:

ATTORNEY GENERAL
AARON FORD
HEATHER PROCTOR
100 N. CARSON ST.
CARSON CITY, NV 89701-4717.

BY: [signature]
MICHAEL J. GEIGER
PETITIONER IN PRO-SE

EXHIBIT A

MEMORANDUM OF SEPTEMBER 14TH, 2021.

State of Nevada
Department of Corrections

MEMORANDUM

This document is the property of LCC and this information is being posted so that all inmates have access to it. Removing this document is not only disrespectful, but also could be considered destruction of state property or even theft. If this document is found to be in your possession you may be subject to a Notice of Charges. Thank you for your cooperation.

Date: September 14, 2021

To: All NDOC Inmates

Subject: Reversals to Deposits and Deductions

Please note that Inmate Banking has been processing reversals to your Trust accounts due to changes to the deduction requirements that impacted deposits in prior months.

All reversals required for transactions posted to your account prior to June 30, 2021 were completed by August 31, 2021.

New deposits and payrolls that were posted to your account from July 1, 2021 through July 27, 2021 will be reposted to ensure compliance with the passage of SB22 and will be completed before the end of September.

Thank you for bearing with us as we complete this process and ensure your deductions are posted in accordance with all applicable regulations.

If you have questions, please contact your caseworker or Inmate Services, Banking Section.

9/14/21

Purchasing and Inmate Services
Nevada Department of Corrections

RECD & FILED
2021 SEP 21 PM 3:31
AUBREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL J. GEIGER #76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER,

CASE NO: 21OC00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL: NDOC ET. AL.
RESPONDANT

MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE IN THE ABOVE ENTITLED MATTER. TO PRESENT HIS MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS. THIS MOTION IS BASED UPON THE ATTACHED NOTIFICATION, THE FOLLOWING POINTS AND AUTHORITIES, AFFIDAVIT AND ALL PAPERS, PLEADINGS ON FILE HEREIN.

THIS MOTION IS MADE IN GOOD FAITH AND IS NOT INTENDED TO HARASS THE OPPONENTS, OR TO CAUSE FURTHER EXPENSE TO THIS LITIGATION. BUT IS NEEDED TO DISCOVER THE FACTS THAT ARE NEEDED TO SUPPORT THE ALLEGATIONS SET FORTH BY THE PETITIONER.

POINTS AND AUTHORITIES

AS SET FORTH IN NRCP RULE 16. DISCOVERY CAN BE MADE IN ANY CIVIL MATTER THAT WILL SUPPORT ALLEGATIONS SET FORTH

BY A CLAIMANT WHO BRINGS AN ALLEGATION THAT WILL SUPPORT SUCH CLAIM. THESE ACCOUNT STATEMENTS OF REVERSALS CLAIMED BY NDOC, DUE TO A MEMORANDUM BEING PLACED OUT BY THEM, WILL BE CLEARED UP BY ANY DISPUTED FACTS THAT ARE HERE PRESENTED. OR REVEAL ANY IMPROPRITIES COMMITTED BY THEM UNDER COLOR OF AUTHORITY THEY HAVE OPERATED UNDER IT. SO THAT THE COURT CAN SORT OUT THESE DISPUTED FACTS.

RELIEF SOUGHT

I. ACCOUNTS STATEMENTS FOR AUGUST - SEPTEMBER, 2021.

THE NDOC SHOULD BE FORCED TO SUBMITTED EVIDENCE THAT TOTAL COMPLIANCE HAS TRULY OCCURRED. JUST LIKE THEIR MEMORANDUM HAS STATED. THAT THEY TRULY COMPLIED TO REQUIRED REVERSALS PRIOR TO JUNE 30, 2021. FROM THE DATE THE NEW SB22 WAS PASSED. RETROACTIVELY GOING BACK TO THAT DATE. THAT THEY DID IN FACT REVERSE ALL MONEY TAKEN OVER 25% TO AN INMATES ACCOUNTS THEY CLAIM FROM THE DATE OF ITS PASSING UNTIL JULY 1, THE DATE OF ITS IMPLEMENTATION. (NOT PETITIONER'S WORDS)

DATED THIS 17th DAY OF SEPTEMBER, 2021.

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE.

AFFIRMATION PURSUANT TO NRS 239B.030

I DO HEREBY AFFIRM THAT THE PRECEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 17 DAY OF SEPTEMBER, 2021.

BY: _____

MICHAEL J. GEIGER

AFFIDAVIT IN SUPPORT OF MOTION FOR DISCLOSURE

STATE OF NEVADA)
)
COUNTY OF PERSHING)

PETITIONER SWEARS UNDER PENALTY OF PERJURY THAT THE FOLLOWING STATEMENTS ARE TRUE AND CORRECT TO THE BEST OF HIS KNOWLEDGE AND BELIEF.

1. I AM THE PLAINTIFF, MICHAEL JOSEPH GEIGER, AND THAT I HAVE FIRSTHAND KNOWLEDGE TO THE FACTS OF THIS CASE.

2. THAT THE MEMORANDUM PUT OUT BY THE NDOC IS NOT ONLY INCORRECT, BUT IS FALSE. THERE HAS NOT BEEN COMPLETE COMPLIANCE.

3. THAT NDOC HAS ONLY RETURNED MONEY THEY DEEMED FIT FOR REVERSAL AND NOT THAT TRULY HAVE RETURNED ALL MONEY TAKEN OVER 25% TO OUTSIDE SOURCE MONEY. OR TO WAGES EARNED BY INMATES THAT WERE TAKEN OVER 50% TO AN INMATES ACCOUNT.

4. THAT THE REVERSALS TAKE MONEY AWAY FROM AN ACCOUNT ON IT ALREADY, TO HELP COVER COSTS OF THE REVERSALS. WHICH CANNOT BE LEGAL. WHAT DOES THIS MONEY HAVE TO DO WITH THE OTHER.?? WHY SHOULD ANY MONEY BE DEDUCTED FROM YOUR ACCOUNT TO BE USED AS A REVERSAL AS WELL.?? PETITIONER WILL PROVE THIS OCCURRED AS SOON AS THE ORDER FOR DISCLOSURE IS GIVEN.

5. THIS DISCLOSURE WILL PROVE NDOC IS COOKING THE BOOKS TO HIDE MONEY THEY WISH NOT TO RETURN PROPERLY AND CORRECTLY. THAT DISCLOSURE IS NEEDED TO SHOW THE COURT THAT INMATE SERVICES IS NOT DOING WHAT THEY CLAIM TO BE CORRECTLY APPLYING

THE REVERSALS, AND REALLY ARE DOING REVERSALS THEY DEEM FIT FOR REVERSAL ONLY.

6. THE REQUIRED REVERSALS BEFORE JUNE 30, 2021 ARE ONLY PARTIALLY BEING APPLIED AND NOT APPLIED TO EVERY CIRCUMSTANCE OF EVERY DEPOSIT MADE TO AN INMATES ACCOUNT. THEREFORE, THIS IS NOT TOTAL COMPLIANCE TO "REQUIRED REVERSALS" TO AN INMATES ACCOUNT AS STATED IN NDOC'S MEMORANDUM. NDOC CANNOT PICK AND CHOOSE WHAT MONEY SHOULD, UNDER THIS CATEGORY, BE RETURNED TO WHOMEVER THEY WISH TO APPLY THIS TO. THEY MUST "FAIRLY" APPLY IT TO EVERY DEPOSIT TAKEN OVER 25% OF ANY OUTSIDE SOURCE MONEY. NOT JUST TO MONEY THEY DEEM IS FIT FOR THIS REVERSAL PRIOR TO JUNE 30, 2021. THE RETROACTIVENESS OF THE DATE OF SB 22'S PASSING. WHICH THEY HAVE AND ARE DOING.

PETITIONER HEREBY AFFIRMS THESE STATEMENTS HEREIN.

DATED THIS 17TH DAY OF SEPTEMBER, 2021.

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

FILED & FILED

2021 SEP 21 PM 3:33

AUBREY ROWLATT
CLERK
BY _____
DEPUTY

MICHAEL JOSEPH GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER

CASE NO: 21OC00068 1B
DEPT NO: 2

V.

STATE OF NEVADA; ex rel. NDOC ET. AL.
RESPONDANT

COURT ORDER TO AUDIT NDOC INMATE BANKING

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE IN THE ABOVE ENTITLED MATTER TO REQUEST/MOVE THIS HONORABLE COURT FOR: COURT ORDER TO AUDIT NDOC: INMATE BANKING. AS DESCRIBE IN PETITIONERS NOTIFICATION AND THE REASONS DESCRIBE IN IT. (THEREIN)

THIS MOTION IS MADE IN GOOD FAITH AND NOT FOR THE PURPOSE TO HARASS THE OPPONENTS, OR TO CAUSE FURTHER EXPENSE TO THIS LITIGATION.

DATED THIS 17TH DAY OF SEPTEMBER, 2021

BY: _____
MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 SEP 21 PM 3:33
AUDREY ROWATT CLERK
BY _____ DEPUTY

MICHAEL JOSEPH GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER
V.
STATE OF NEVADA, EX. REL, NDOC ET.AL
RESPONDANT /

CASE NO: 21 OC 00068 1B
DEPT NO: 2

REQUEST FOR SUBMISSION OF MOTION(S)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO SUBMIT HIS REQUEST FOR SUBMISSION OF MOTIONS ATTACHED HERETO: MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS; COURT ORDER TO AUDIT NDOC: INMATE BANKING; NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE. PETITIONER SUBMITS THE FOLLOWING MOTIONS FOR THE COURTS CONSIDERATION AND ORDER.

THIS MOTION IS MADE IN GOOD FAITH AND NOT TO HARRASS THE OPPONENTS OR TO ADD FURTHER EXPENSE TO THIS LITIGATION.

DATED THIS 17TH DAY OF SEPTEMBER, 2021.

BY: _____
MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

RECD & FILED
2021 SEP 22 PM 2:44
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, EX. REL, NDOC ETAL,

Defendant.

/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING REQUEST TO SUBMIT

On September 21, 2021, Michael Joseph Geiger filed a Request to Submit his Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking filed on September 21, 2021.

First Judicial District Court Rule 3.9 and Nevada Rule of Civil Procedure 6 govern the time for the opposing party to respond. The matter cannot be submitted until after 14 days plus 3 days for mailing has expired after service of a motion.

THE COURT ORDERS:

The Request to Submit is denied. After the period for an answer has expired, a new Request to Submit will be necessary.

September 22, 2021.

James Wilson

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 22 day of September 2021 I served a copy of this document by placing a true copy in an envelope addressed to:

Michael Joseph Geiger, #76906
1200 Prison Road
Lovelock, NV 89419

Heather Protctor
Senior Deputy Attorney General
100 N. Carson St.
Carson City, NV 89701-4717

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron
Judicial Assistant

MICHAEL JOSEPH GEIGER 76906
1200 PRISON ROAD L.E.C.
LOVELOCK, NV 89419

RECD & FILED
2021 OCT -7 PM 4:28
AUBREY ROWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER

V.

STATE OF NEVADA; EX. REL; NDOC ET AL.
RESPONDENT

CASE NO: 21OC00068 1B
DEPT NO: 2

REQUEST FOR SUBMISSION OF MOTION(S)

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO SE IN THE ABOVE TITLED MATTER, TO SUBMIT FOR THE COURTS CONSIDERATION AND ORDER THE FOLLOWING SUBMITTED MOTION(S) BEFORE THIS COURT:

1. COURT ORDER TO AUDIT NDOC: INMATE BANKING
2. NOTIFICATION OF UPDATE ON SB 22 COMPLIANCE
3. MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS.

THIS MOTION IS SUBMITTED BASED UPON THE ORDER OF THE COURT TO SUBMIT THESE MOTIONS 14 DAYS PLUS 3 DAYS FOR MAILING. IT IS MADE IN GOOD FAITH.

DATED THIS 4TH DAY OCTOBER 2021.

BY _____
MICHAEL J. GEIGER

REC'D & FILED
2021 OCT -8 PM 2:32
AUBREY ROWLATT
CLERK
BY_____
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

-oOo-

MICHAEL T. GEIGER,

Plaintiff,

v.

STATE OF NEVADA, EX REL. NDOC, et al.,

Defendants.

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING REQUEST TO SUBMIT

Court issued Order for Response on September 9, 2021 giving Attorney General's Office until October 26, 2021 to file a response. No response has been filed and the deadline for the response has not passed. The Court will not rule on the pending motions until the Attorney General's Office has filed a response or the deadline for a response has passed, whichever occurs first.

THE COURT ORDERS:

The Request to Submit is denied.

October 8, 2021.

James E. Wilson Jr.
District Court Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 8 day of October 2021, I served a copy of this document by placing a true copy in an envelope addressed to:

Michael J. Geiger #76906 1200 Prison Rd. Lovelock, NV 89419	Heather Proctor, Esq. Senior Deputy Attorney General Office of the Attorney General 100 N. Carson St. Carson City, NV 89701-4717

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron
Judicial Assistant

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Defendants

RECD & FILED
2021 OCT 13 AM 11:31
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

Case No. 21 OC 00068 1B

Dept. No. 2

MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING

Defendants, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame, Deputy Attorney General, and pursuant to Nevada Rule of Civil Procedure ("NRCP") 6, hereby request this Honorable Court grant an extension of the time to file and serve an Opposition to Plaintiff Michael Joseph Geiger ("Plaintiff")'s Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking, filed on September 21, 2021.

This Motion is made and based upon the papers and pleadings on file, the accompanying Memorandum of Points and Authorities, and any argument the Court may entertain at the time of any hearing the Court may hold on this Motion.

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

NRCP 6(b)(1)(B)(ii) allows for the extension of time after the deadline has passed if the party that failed to act can demonstrate "excusable neglect." Here, as will be shown below, Defendants failure to timely oppose Plaintiff's Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking ("Motion"), which was filed on September 21, 2021, was due to excusable neglect.

Unbeknownst to Defendants, Plaintiff filed his Motion on September 21, 2021. This was prior to the undersigned commencing employment as a Deputy Attorney General and prior to this case being assigned to the undersigned. In addition, it does not appear Plaintiff's Motion was served on the Office of the Attorney General ("OAG") and the OAG has no record of receiving the Motion, which has now been requested from this Court. (*See* email from Caryn K. Haller to District Court Clerk, attached as **Exhibit 1**).[1]

The day after Plaintiff filed his Motion, Defendants did receive this Court's Order Denying Request to Submit, dated September 22, 2021, in which this Court noted in denying Plaintiff's Request, that the deadline had not passed to oppose Plaintiff' Motion, and that a request to submit could not be submitted until after 14 days plus 3 days for mailing has expired after service of a motion. (*See* Order Denying Request to Submit at 1:19-20, attached as **Exhibit 2**). Assuming Plaintiff's Motion had been properly served, the deadline to oppose the same would have passed as of October 8, 2021. However, due to the reassigning of this case to the undersigned, which coincided with the undersigned commencing employment as a Deputy Attorney General on October 4, 2021, the deadline to oppose Plaintiff's Motion was inadvertently overlooked, resulting in the deadline passing without Defendants filing a response to Plaintiff's Motion.

As a result of this inadvertence, which constitutes excusable neglect, Defendants request this Honorable Court grant an extension of the time to oppose Plaintiff's Motion from October 8, 2021

///

[1] Given that Defendants have not been able to review Plaintiff's Motion, the contents of the same and the relief requested is unknown. As such, Defendants do not know if any opposition is required or will be filed, but file the instant Motion out of an abundance of caution and in the event Defendants deem it necessary to oppose Plaintiff's Motion.

until October 29, 2021, which will provide Defendants sufficient time to obtain the Motion from this Court and file an opposition, if any. [2]

II. LEGAL ARGUMENT

NRCP 6(b)(1)(B)(ii) provides:

> (1) *In General.* When an act may or must be done within a specified time:
>
> * * *
>
> (B) the court may, for good cause, extend the time:
>
> * * *
>
> (ii) on motion made after the time has expired if the party failed to act because of excusable neglect.

The Nevada Supreme Court has noted that a party seeking enlargement of time based on excusable neglect "is required to demonstrate that (1) it acted in good faith, (2) it exercised due diligence, (3) there is a reasonable basis for not complying within the specified time, and (4) the nonmoving party will not suffer prejudice." *See Moseley v. Eighth Jud. Dist. Ct. ex rel. Cty. of Clark*, 124 Nev. 654, 668, 188 P.3d 1136, 1146 (2008).

Here, Defendants have acted in good faith and exercised due diligence. Upon learinig that the deadline had passed, Defendants immediately sought the instant extension from this Court. Similarly, there is a reasonable basis for Defendant's filure to comply with the deadline. As noted above, Defendants were never served with Plaintiff's Motion, and although the were provided with this Court's Order Denying Request to Submit, based on the reassignment of this case to the undersigned, the applicable deadline was inadvertently overlooked.

The undersigned was new to the OAG and spent the bulk of the first week participating in training and getting up to speed on the cases assigned to him. Upon learning the deadline had been missed and that Defendants were not in possession of a copy of Plaintiff's Motion, the undersigned immediately sought to obtain the same from the Court Clerk and requested this extension.

///

---

[2] It is unknown at this juncture when Defendants will be provided a copy of Plaintiff's Motion. In the event that October 29, 2021 exceeds the allowable time to oppose Plaintiff's Motion (i.e., 17 days), any opposition Defendants file will comply with the timing permitted under First Judicial District Court Rule ("FJDCR") 3.8 and NRCP 6(d).

Finally, there is no prejudice to Plaintiff in permitting Defendants to review and oppose, if necessary, his Motion. Plaintiff will have ample opportunity to reply to any opposition Defendants may file, if he so chooses.

III. CONCLUSION

Based on the foregoing, Defendants respectfully request this Honorable Court grant an extension of the time to oppose Plaintiff's Motion for Disclosure of Account Statements and Court.

DATED this 12th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

AFFIRMATION

(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

DATED this 12th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 12th day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING**, to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

Connie L. Yonde

An employee of the
Office of the Attorney General

EXHIBIT 1

EXHIBIT 1

Caryn K. Haller

From:	Caryn K. Haller
Sent:	Tuesday, October 12, 2021 11:33 AM
To:	districtcourtclerk@Carson.org
Cc:	John C. Dorame
Subject:	Geiger v. State of Nevada/Case No. 21 OC 00068 1B

Hi,

Can I please get a copy of the Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking that was filed in this case on 9/21/21? We never received a copy.

Thank you

Caryn Haller
Legal Secretary II
State of Nevada – Office of the Attorney General
Public Safety Division – Litigation Division
100 N. Carson St. – Carson City, NV 89701
challer@ag.nv.gov
T: (775) 684-1240

Notice: This e-mail message and any attachments thereto may contain confidential, privileged or non-public information. Use, dissemination, distribution or reproduction of this information by unintended recipients is strictly prohibited. If you have received this message in error, please notify the sender immediately and destroy all copies

EXHIBIT 2

EXHIBIT 2

RECD & FILED
2021 SEP 22 PM 2:45
AUBREY ROWLATT
CLERK
BY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, EX. REL, NDOC ETAL,

Defendant.

/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER DENYING REQUEST TO SUBMIT

On September 21, 2021, Michael Joseph Geiger filed a Request to Submit his Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking filed on September 21, 2021.

First Judicial District Court Rule 3.9 and Nevada Rule of Civil Procedure 6 govern the time for the opposing party to respond. The matter cannot be submitted until after 14 days plus 3 days for mailing has expired after service of a motion.

THE COURT ORDERS:

The Request to Submit is denied. After the period for an answer has expired, a new Request to Submit will be necessary.

September 22, 2021.

James Wilson

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on the 22 day of September 2021 I served a copy of this document by placing a true copy in an envelope addressed to:

Michael Joseph Geiger, #76906
1200 Prison Road
Lovelock, NV 89419

Heather Protctor
Senior Deputy Attorney General
100 N. Carson St.
Carson City, NV 89701-4717

the envelope sealed and then deposited in the Court's central mailing basket in the court clerk's office for delivery to the USPS at 1111 South Roop Street, Carson City, Nevada, for mailing.

Billie Shadron
Judicial Assistant

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Defendants

FILED
2021 OCT 15 PM 1:35
AUBREY ROWLATT
CLERK
BY: KD
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Plaintiff,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Defendants.

Case No. 21 OC 00068 1B

Dept. No. 2

~~PROPOSED~~ ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING

Having reviewed Defendants' Motin for Extension of Time to File Opposition to Plaintiff's Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking, and in light of the fact that the Office of the Attorney General was not served with Plaintiff's Motion, filed September 21, 2021, which Defendants have now requested from this Court, the Court finds Defendants failure to timely oppose Plaintiff's Motion, which was due on or before October 8, 2021, was due to excusable neglect.

The Court ORDERS that pursuant to Nevada Rule of Civil Procedure ("NRCP") 6(b)(1)(B)(ii) good cause exists to extend the time and GRANTS the Motion.

The Court further ORDERS that the time for Defendants to File Opposition to Plaintiff's Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking, is

herby extended from October 8, 2021 to October 29, 2021. To the extent that date exceeds the allowable time to oppose Plaintiff's Motion (i.e., 17 days), any opposition Defendants file is to comply with the timing permitted under First Judicial District Court Rule ("FJDCR") 3.8 and NRCP 6(d).

GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 15 day of October 2021.

James Wilson
DISTRICT COURT JUDGE

October 14, 2021
Submitted by:

AARON D. FORD
Attorney General

By _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
Public Safety Division
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 14th day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **PROPOSED ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING**, to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

Roberta W. Bibee
An employee of the
Office of the Attorney General

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Respondent

RECD & FILED
2021 OCT 12 AM 11: 23
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

RESPONSE TO PETITION FOR A WRIT OF MANDAMUS (AMENDED)

Respondent State of Nevada, Ex rel., NDOC, et al. (Respondent or NDOC) by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame, Deputy Attorney General, hereby responds to Petitioner Michael Joseph Geiger's (Petitioner) Petition for a Writ of Mandamus (Amended) filed August 16, 2021. This Response is based on the following Memorandum of Points and Authorities and all paper and pleadings on file in this matter.

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Petitioner is an inmate in the lawful custody of the Nevada Department of Corrections (NDOC) housed at Lovelock Correctional Center (LCC). Petitioner submits this Petition for a Writ of Mandamus pursuant to Nevada Revised Statute (NRS) 34.150 and 160, requesting this Court

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mandate Respondent to comply with the law as prescribed by NRS 21.150 (1) subsection (n)[1] and the newly passed Senate Bill 22 (SB22). (*See* Writ of Mandamus at 1:14-17).

Petitioner alleges that NDOC withheld funds from two (2) economic impact checks which were deposited in Petitioner's inamate trust account by the Department of the Treasury. (*See* Writ of Mandamus at 2:2-12). Petitioner further alleges that the withholding of these funds was prohibited by NRS 21.105 and that NDOC refuses to refund the withheld sums. (*See* Writ of Mandamus at 2:13-18). Finally, Petitioner alleges that SB22, which had an effective date of July 1, 2021 also precluded the withholding of these funds and that NDOC improperly refused to apply this bill retroactively. As such, Petitioner requests this Court mandate that NDOC refund the withheld amounts.

For the reasonse set forth below, Respondent respectfully requests this Honorable Court exercise its discretion and deny Petitioner Writ in its entirety.

II. FACTUAL SUMMARY

Petitioner asserts that on November 29, 2021, he received an economic impact payment of $1,200.00. (*See* Writ of Mandamus at 2:2-3). That payment was deposited into Petitioner's trust account on December 9, 2020. (*See* Daily Transaction Summary at pg. 3, attached as **Exhibit 1**). Various amounts were deducted from this payment for debts and obligations. (*See* Writ of Mandamus at 2:5-7; **Exhibit 1** at pg.3). These amounts included, among other things, court fees, fees for copies, postage, payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** at pgs. 3-4).

Thereaftter, Petitioner received a second economic impact payment, in the amount of $1,400.00, receipt of which Petitioner claims was May 24, 2021. (*See* Writ of Mandamus at 2:10). This payment was deposited into Petitioner's trust account that same day. (*See* **Exhibit 1** at pg. 4). As with the first check, various amounts for court fees and fines, fees for copies and postage, as well

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[1] Respondent notes that NRS 21.150 does not deal with property that may or may not be exempt from execution and does not contain a subsection (1) or a subsection (n). Respondent believes Petitioner is referencing NRS 21.105, which does apply to property that may or may not be exempt from execution and does contain the subsections noted in the Petition. As such, throughout this Response, Respondent will refer to NRS 21.105, which Petitioner raised and correctly cited to when he previously submitted a grievance on this issue.

as payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** at pgs. 4-8).

Petitioner claims he filed grievances following the withholding of funds from these checks, to no avail. (*See* Writ of Mandamus at 2:7-9; 11-12; 19-21). This writ followed.

III. LEGAL ARGUMENT

A. Legal Standard for Writ of Mandamus

A writ of mandamus is an extraordinary remedy and the decision to entertain a petition requesting such relief is within the court's discretion. *Smith v. District Court*, 107 Nev. 674, 818 P.3d 849 (1991); *Dangberg Holdings v. Douglas Co.*, 115 Nev. 129, 978 P.2d 311 (1999). A writ of mandamus is available "to compel the performance of an act that the law requires as a duty resulting from an 'office, trust or station' or to control an arbitrary or capricious exercise of discretion." *SFPP, L.P. v. Second Judicial Dist. Court*, 123 Nev. 608, 610-611, 173 P.3d 715, 716-717 (2007) (citing NRS 34.160); *Cheung v. District Court*, 121 Nev. 867, 868-869, 124 P.3d 550, 552 (2005).

"Mandamus will not lie to control discretionary action unless discretion is manifestly abused or is exercised arbitrarily or capriciously." *Round Hill Gen. Imp. Dist. v. Newman*, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981). "When an officer or board undertakes a discretionary act, a mandamus will not lie to compel such." *Board of County Com'rs of Clark County v. Las Vegas Discount Golf & Tennis, Inc.*, 110 Nev. 567, 570, 875 P.2d 1045, 1047 (1994).

A petition for writ of mandamus will only be granted when the petitioner has a clear right to the relief requested and no plain, speedy and adequate remedy in the ordinary course of law. NRS 34.170; *Gumm v. State Dept. of Education*, 121 Nev. 371, 375, 113 P.3d 853, 856 (2005). The petitioner bears the burden of demonstrating that the court's intervention by way of extraordinary relief is warranted. *Pan v. District Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

B. Petitioner Has Not Demonstrated This Court's Intervention is Warranted.

Respondent disagrees that a writ petition is appropriate in this matter and Petitioner has failed to show the necessity for the Court's intervention. A petition for writ of mandamus may be granted only when no plain, speedy, and adequate remedy is available (*see* NRS 34.170; *Gumm*, supra, 121 Nev. at 375, 113 P.3d at 856), or where "there are either urgent circumstances or important legal

issues that need clarification in order to promote judicial economy and administration." *See Piroozi v. Eighth Jud. Dist. Ct.*, 131 Nev. 1004, 1006–07, 363 P.3d 1168, 1170 (2015). Moreover, a petitioner has the burden of demonstrating that no such remedy is available. *Pan*, 120 Nev. at 228, 88 P.3d at 844.

The Nevada Supreme Court has previously upheld a denial of a similar petition and finding that a prisoner alleging violation of constitutional rights have adequate remedy in the ordinary course of law and is not entitled to the extraordinary remedy of writ relief. *White v. Palmer*, 130 Nev. 1261 (2014). The Court of Appeals of Nevada has also upheld a denial of a petition for a writ of mandamus finding that the prisoner in that case had an adequate legal remedy to address alleged violation of constitutional rights. *Centofanti v. Aranas*, 133 Nev. 994 (Nev. App. 2017). There are other cases where the Nevada Supreme Court and the Court of Appeals of Nevada denied or upheld the denial of a prisoner's petition for writ of mandamus based on a violation of constitutional rights. *See Parks v. State*, 125 Nev. 1068 (2009); *Howell v. Baker*, 484 P.3d 282 (Nev. App. 2021).

Here, Petitioner is essentially alleging violations of his Fourth and Eighth Amendment rights based on confiscation of his property (i.e., stimulus funds) and conditions of confinement. As the Nevada Supreme Court has affirmed, a prisoner has an adequate remedy at law to address an alleged violation of constitutional rights. Indeed, Petitioner has "a speedy and adequate remedy in the ordinary course of law in the form of a lawsuit challenging" the alleged constitutional violation. *See White v. Palmer*, 130 Nev. 1261 (2014). While a writ petition may be faster than a lawsuit, "the fact that mandamus would give an easier or more expeditious remedy is not the criterion." *See Washoe Cty. v. City of Reno*, 77 Nev. 152, 156, 360 P.2d 602, 603 (1961)(finding "[a] remedy does not fail to be speedy and adequate, because, by pursuing it through the ordinary course of law, more time probably would be consumed than in a mandamus proceeding").

Here, the Petition does not allege, let alone demonstrate, that Petitioner has no available remedy for whatever injuries he is alleging. *See* Petition *generally*. Simply put, Petitioner has an adequate remedy at law and is not entitled to extraordinary remedy of a writ of mandamus. Because Petitioner has not demonstrated that he has no available remedy, the Petition should be denied.

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C. Petitioner Has Not Demonstrated that He is Entitled to the Writ Relief he Seeks.

The Nevada Supreme Court has long recognized that "[m]andamus will not issue unless a clear legal right to the relief sought is shown." *State ex rel. Conklin v. Buckingham*, 58 Nev. 450, 83 P.2d 462, 463 (1938); *State v. Daugherty*, 48 Nev. 299, 231 P. 384, 385 (1924)(recognizing mandamus will never issue, unless a clear, legal right to the relief sought is shown); *State v. Boerlin*, 30 Nev. 473, 98 P. 402 (1908)(Mandamus goes out only where there is a clear legal right in the relator and a corresponding duty on the defendant); *Savicic v. Eighth Jud. Dist. Ct. ex rel. Cty. of Clark*, 124 Nev. 1506, 238 P.3d 852 (2008); *Santillanes v. State Bd. of Parole Comm'rs,* 126 Nev. 753, 367 P.3d 816 (2010)(Mandamus may not issue unless the petitioner has "a clear, legal right to the relief sought")(citation omitted). In addition, "as a general rule, the writ will not lie to undo what ought not to have been done." *Buckingham,* supra. 58 Nev. at 450, 83 P.2d at 463.

1. Petitioner is Not Entitled to Clear Relief Pursuant to NRS 21.105.

Petitioner challenges NDOC's withholding of monies for debts and obligations, and other costs associated with his incarceration based on NRS 21.105(1)(n). (*See* Writ of Mandamus at 2:13-1-17). In this regard, Petitioner argues that the afore-mentioned statute forbids prison officials from removing funds from an inmate's account for any court fees, civil judgments of any kind or debts that may be owed. *Id.* Petitioner's reading of NRS 21.105 is flawed.

NRS 21.105 provides in relevant part:

> 1. If a *writ of execution or garnishment is levied on the personal bank account of the judgment debtor* and money has been deposited into the account electronically within the immediately preceding 45 days from the date on which the writ was served which is reasonably identifiable as exempt from execution, notwithstanding any other deposits of money into the account, $2,000 or the entire amount in the account, whichever is less, is not subject to execution and must remain accessible to the judgment debtor. For the purposes of this section, money is reasonably identifiable as exempt from execution if the money is deposited in the bank account by the United States Department of the Treasury, including, without limitation, money deposited as:
>
> * * *
>
> (n) Benefits provided pursuant to any other federal law.
>
> 6. A financial institution which makes a reasonable effort to determine whether money in the account of a judgment debtor is subject to execution for the purposes of this section is immune from civil liability for any act or omission with respect to that determination . . .

7. Nothing in this section requires a financial institution to revise its determination about whether money is exempt, except by an order of a court. [emphasis added].

Here, this statute simply does not apply and Petitioner's reliance on the same is misplaced for a variety of reasons. First, there has been no writ of execution or garnishment issued by any court that has been levied on Petitioner's personal bank account. Second, Petitioner's inmate trust account is not his personal outside bank account that Petitioner maintains with a separate financial institution. Third, Respondent is not a financial institution and is not charged with determining whether monies are or are not exempt from execution. There simply is nothing in this statute supporting the relief that Petioner seeks here and as a result, the instant Petition should be denied.

2. Petitioner is Not Entitled to Clear Relief Pursuant to SB22.

Petitioner also seeks this Court's intervention by virtue of the text of SB22, which Petitioner asserts forbids Respondent from taking deductions from his stimulus checks. (*See* Writ of Mandamus at 3:4-6). SB22 was promulgated to make various changes to existing law with respect to among other things, deductions from the trust account and wages of an offender, as well as to the priority of deductions to ensure that victims of crime received the restitution they are entitled to. (*See* SB 22 at pg.1, attached here as **Exhibit 2**).

However, as Petitioner has acknowledged the effective date of this bill was July 1, 2021. (*See* Writ of Mandamus at 3:4-5; *see also* **Exhibit 2** at pg.14). Petitioner also acknowledges that both economic impact checks were received prior to the effective date of SB22. (*See* Writ of Mandamus at 2:2-10). Nonetheless, Petitioner argues that SB22 should have been "retroactively" applied by Respondent and that based on that retroactive application, Respondent was only entitled to take a 25% deduction from outside source money. (*See* Writ of Mandamus at 3:4-6).[2] Petitioner's argument is contrary to well-established law.

The Nevada Supreme Court long-ago noted "[i]n Nevada and neighboring jurisdictions, changes in statutes are *presumed to operate prospectively* absent clear legislative intent to apply a statute retroactively. *Castillo v. State*, 110 Nev. 535, 540, 874 P.2d 1252, 1256 (1994), disapproved

[2] Petitioner acknowledges that SB22 amends NRS 209.247 to now preclude the Director from deducting more than 25% of each deposit from a source other than the offender's wages. (*See* **Exhibit 2** at pg. 6). This however, does not change the fact that as will be shown below, retroactive application of SB22 is not proper or permissible.

of on other grounds by *Wood v. State*, 111 Nev. 428, 892 P.2d 944 (1995)(citations omitted)[emphasis added].

The High Court has approvingly cited *Castillo*, and reaffirmed this position several times since. *See Anthony Lee R. v. State*, 113 Nev. 1406, 1417, 952 P.2d 1, 8 (1997); *State v. Second Jud. Dist. Ct. ex rel. Cty. of Washoe*, 124 Nev. 564, 570, 188 P.3d 1079, 1083 (2008)(noting the case law "demonstrate this court's continued adherence to the general rule"). Similarly, this principle holds true even where the statutory change is strictly procedural. *See Castillo*, 110 Nev. at 541, 874 P.2d at 1256 (rejecting appellant's argument that procedural changes should apply retroactively).

Here, like in *Castillo*, there is no indication that the Legislature intended SB22, which amended, among others NRS 209.247, apply retroactively. 110 Nev. at 540, 874 P.2d at 1256. To the contrary. In enacting SB22, the Legislature provided a clear and express start date, stating "[t]his act becomes effective on July 1, 2021. (*See* **Exhibit 2** at pg. 14). There simply is nothing in SB22 supporting Petitioner's retroactive application argument, which should be rejected outright.

IV. CONCLUSION

Based on the foregoing, Respondent respectfully requests this honorable Court deny the instant Petition for a Writ of Mandamus in its entirety.

V. LIST OF EXHIBITS

Exhibit 1 – Daily Transaction Summary

Exhibit 2 – Senate Bill 22

DATED this 21st day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

AFFIRMATION

(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

DATED this 21st day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 21st day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **RESPONSE TO PETITION FOR A WRIT OF MANDAMUS (AMENDED)** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

An employee of the
Office of the Attorney General

EXHIBIT 1

EXHIBIT 1

Daily Transaction Summary: January 01, 2020 - September 24, 2021

Offender Information

Offender Number 0076906
Offender Name: GEIGER, MICHAEL J
Account Status: Open

Institution: LCC
Housing Facility: U1

Living Unit: B
Cell: 74
Bed: A

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
01/01/2020						$0.00	
01/01/2020 07:00:08 AM	Trust 2				$3.00	$3.00	DOC
01/01/2020 07:00:08 AM	Phone Credit	Securus	157789080876906	9900031143	($3.00)	$0.00	DOC
01/02/2020 01:43:10 PM	Trust 2				$6.00	$6.00	DOC
01/02/2020 01:43:10 PM	Phone Credit	Securus	157800139176906	9900031143	($6.00)	$0.00	DOC
01/03/2020 06:10:44 AM	Trust 2				$2.00	$2.00	DOC
01/03/2020 06:10:44 AM	Phone Credit	Securus	157806064576906	9900031143	($2.00)	$0.00	DOC
01/06/2020 09:01:12 AM	Trust 2				$59.20	$59.20	LCC
01/06/2020 09:01:12 AM	Commissary		5909;102492662		($59.20)	$0.00	LCC
01/07/2020 10:08:36 AM	Trust 2				$2.00	$2.00	DOC
01/07/2020 10:08:36 AM	Phone Credit	Securus	157842051676906	9900031143	($2.00)	$0.00	DOC
01/13/2020 08:54:14 AM	Trust 2				$4.32	$4.32	LCC
01/13/2020 08:54:14 AM	Commissary		5909;102501091		($4.32)	$0.00	LCC
05/03/2020 07:00:36 AM	Keefe	Rafaela Neller		9900016657	$95.00	$95.00	LCC
05/03/2020 07:00:36 AM	Trust 2				($95.00)	$0.00	LCC
05/04/2020 08:32:27 AM	Trust 2				$84.76	$84.76	LCC
05/04/2020 08:32:27 AM	Commissary		5909;102623089		($84.76)	$0.00	LCC
05/04/2020 09:04:10 AM	Trust 2				$2.00	$2.00	DOC
05/04/2020 09:04:10 AM	Phone Credit	Securus	158860825076906	9900034005	($2.00)	$0.00	DOC
05/11/2020 08:47:03 AM	Trust 2				$8.26	$8.26	LCC
05/11/2020 08:47:03 AM	Commissary		5909;102633379		($8.26)	$0.00	LCC
05/16/2020 07:00:56 AM	Keefe	patricia delaura		9900016741	$50.00	$50.00	LCC
05/16/2020 07:00:56 AM	Trust 2				($50.00)	$0.00	LCC
05/18/2020 09:18:36 AM	Trust 2				$37.46	$37.46	LCC
05/18/2020 09:18:36 AM	Commissary		5909;102642686		($37.46)	$0.00	LCC
05/19/2020 08:26:08 AM	Trust 2				$12.53	$12.53	LCC
05/19/2020 08:26:08 AM	Commissary		5909;102643665		($12.53)	$0.00	LCC
05/27/2020 07:00:21 AM	Keefe	Rafaela Neller		9900016785	$95.00	$95.00	LCC
05/27/2020 07:00:21 AM	Trust 2				($95.00)	$0.00	LCC
05/27/2020 05:56:22 PM	Trust 2				$2.00	$2.00	DOC
05/27/2020 05:56:22 PM	Phone Credit	Securus	159062738376906	9900034005	($2.00)	$0.00	DOC

GEIGER 068: Def. Resp. Exh. 1 - 001
165

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
05/27/2020 06:12:46 PM	Trust 2				$1.00	$1.00	DOC
05/27/2020 06:12:46 PM	Phone Credit	Securus	159062836776906	9900034005	($1.00)	$0.00	DOC
05/28/2020 07:58:03 AM	Trust 2				$2.00	$2.00	DOC
05/28/2020 07:58:03 AM	Phone Credit	Securus	159067788376906	9900034005	($2.00)	$0.00	DOC
05/31/2020 06:19:34 PM	Trust 2				$2.00	$2.00	DOC
05/31/2020 06:19:34 PM	Phone Credit	Securus	159097437576906	9900034005	($2.00)	$0.00	DOC
06/01/2020 08:26:29 AM	Trust 2				$43.51	$43.51	LCC
06/01/2020 08:26:29 AM	Commissary		5909;102659456		($43.51)	$0.00	LCC
06/01/2020 08:16:24 PM	Trust 2				$2.00	$2.00	DOC
06/01/2020 08:16:24 PM	Phone Credit	Securus	159106778576906	9900034381	($2.00)	$0.00	DOC
06/03/2020 02:05:46 PM	Commissary Refund		5909;102659456		$0.75	$0.75	LCC
06/03/2020 02:05:46 PM	Trust 2				($0.75)	$0.00	LCC
06/04/2020 09:05:47 PM	Trust 2				$2.00	$2.00	DOC
06/04/2020 09:05:47 PM	Phone Credit	Securus	159132994776906	9900034381	($2.00)	$0.00	DOC
06/08/2020 01:41:10 PM	Trust 2				$2.00	$2.00	DOC
06/08/2020 01:41:10 PM	Phone Credit	Securus	159164887076906	9900034381	($2.00)	$0.00	DOC
06/08/2020 03:04:22 PM	Trust 2				$39.27	$39.27	LCC
06/08/2020 03:04:22 PM	Commissary		5909;102668222		($39.27)	$0.00	LCC
06/16/2020 07:00:28 AM	Keefe	Rafaela Neller		9900016904	$95.00	$95.00	LCC
06/16/2020 07:00:28 AM	Trust 2				($95.00)	$0.00	LCC
06/17/2020 12:45:25 PM	Trust 2				$3.00	$3.00	DOC
06/17/2020 12:45:25 PM	Phone Credit	Securus	159242312676906	9900034381	($3.00)	$0.00	DOC
06/19/2020 07:33:40 AM	Trust 2				$2.00	$2.00	DOC
06/19/2020 07:33:40 AM	Phone Credit	Securus	159257722076906	9900034381	($2.00)	$0.00	DOC
06/21/2020 06:40:07 AM	Trust 2				$2.00	$2.00	DOC
06/21/2020 06:40:07 AM	Phone Credit	Securus	159274680876906	9900034381	($2.00)	$0.00	DOC
06/22/2020 08:15:20 AM	Trust 2				$61.91	$61.91	LCC
06/22/2020 08:15:20 AM	Commissary		5909;102680629		($61.91)	$0.00	LCC
06/23/2020 05:27:33 PM	Trust 2				$3.00	$3.00	DOC
06/23/2020 05:27:33 PM	Phone Credit	Securus	159295845376906	9900034381	($3.00)	$0.00	DOC
06/25/2020 08:35:49 AM	Trust 2				$3.00	$3.00	DOC
06/25/2020 08:35:49 AM	Phone Credit	Securus	159309935076906	9900034381	($3.00)	$0.00	DOC
06/26/2020 07:00:40 AM	Keefe	Rafaela Neller		9900016974	$90.00	$90.00	LCC
06/26/2020 07:00:40 AM	Trust 2				($90.00)	$0.00	LCC
06/29/2020 07:58:10 AM	Trust 2				$48.56	$48.56	LCC
06/29/2020 07:58:10 AM	Commissary		5909;102686138		($48.56)	$0.00	LCC

GEIGER 068: Def. Resp. Exh. 1 - 002166

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/29/2020 04:25:15 PM	Trust 2				$1.00	$1.00	DOC
06/29/2020 04:25:15 PM	Phone Credit	Securus	159347311576906	9900034381	($1.00)	$0.00	DOC
07/01/2020 07:00:39 AM	Keefe	patricia delaura		9900017008	$30.00	$30.00	LCC
07/01/2020 07:00:39 AM	Trust 2				($30.00)	$0.00	LCC
07/02/2020 06:49:51 AM	Trust 2				$4.00	$4.00	DOC
07/02/2020 06:49:51 AM	Phone Credit	Securus	159369779276906	9900034800	($4.00)	$0.00	DOC
07/02/2020 09:22:17 AM	Trust 2				$1.00	$1.00	DOC
07/02/2020 09:22:17 AM	Phone Credit	Securus	159370693776906	9900034800	($1.00)	$0.00	DOC
07/06/2020 10:17:58 AM	Trust 2				$75.13	$75.13	LCC
07/06/2020 10:17:58 AM	Commissary		5909;102695493		($75.13)	$0.00	LCC
07/07/2020 12:57:44 PM	Trust 2				$3.00	$3.00	DOC
07/07/2020 12:57:44 PM	Phone Credit	Securus	159415186476906	9900034800	($3.00)	$0.00	DOC
07/11/2020 08:25:39 AM	Trust 2				$2.00	$2.00	DOC
07/11/2020 08:25:39 AM	Phone Credit	Securus	159448114076906	9900034800	($2.00)	$0.00	DOC
07/13/2020 09:14:45 AM	Trust 2				$5.38	$5.38	LCC
07/13/2020 09:14:45 AM	Commissary		5909;102703318		($5.38)	$0.00	LCC
12/09/2020 09:25:07 AM	Exception	US TREASURY - EIP	63877	8259005	$1,200.00	$1,200.00	DOC
12/24/2020 08:38:44 AM	Financial Certificate	USDC Nevada	63877	9900035468	($240.00)	$960.00	DOC
12/24/2020 08:38:44 AM	Legal Copies	Inmate Welfare Fund	63877	9900038134	($4.13)	$955.87	DOC
12/24/2020 08:38:44 AM	Legal Copies	Inmate Welfare Fund	63877	9900038134	($0.40)	$955.47	DOC
12/24/2020 08:38:44 AM	Legal Copies	Inmate Welfare Fund	63877	9900038134	($15.60)	$939.87	DOC
12/24/2020 08:38:44 AM	Legal Copies	Inmate Welfare Fund	63877	9900038134	($18.00)	$921.87	DOC
12/24/2020 08:38:44 AM	Conversion - Department 1	Inmate Welfare Fund	63877	9900038124	($561.87)	$360.00	DOC
12/24/2020 08:38:44 AM	Savings		63877		($120.00)	$240.00	DOC
12/24/2020 12:07:51 PM	Trust 2				$0.02	$240.02	DOC
12/24/2020 12:07:51 PM	Phone Credit	Securus	160884047276906	9900035501	($10.00)	$230.02	DOC
12/24/2020 12:09:05 PM	Phone Credit	Securus	160884054576906	9900035501	($10.00)	$220.02	DOC
12/28/2020 08:45:39 AM	Commissary		5909;102890327		($66.50)	$153.52	LCC
01/02/2021 12:20:22 PM	Phone Credit	Securus	160961882276906	9900039820	($3.00)	$150.52	DOC
01/04/2021 11:37:30 AM	Commissary		5909;102895804		($68.76)	$81.76	LCC
01/10/2021 04:14:23 PM	Phone Credit	Securus	161032406476906	9900039820	($5.00)	$76.76	DOC
01/11/2021 08:14:32 AM	Phone Credit	Securus	161038167276906	9900039820	($3.00)	$73.76	DOC
01/11/2021 09:08:50 AM	Commissary		5909;102905364		($58.45)	$15.31	LCC
01/12/2021 09:38:20 AM	Phone Credit	Securus	161047310176906	9900039820	($8.00)	$7.31	DOC
01/12/2021 10:23:41 AM	Phone Credit	Securus	161047582176906	9900039820	($7.00)	$0.31	DOC
03/19/2021 07:00:40 AM	Keefe	Rafaela Neller		9900018354	$300.00	$300.31	LCC

GEIGER 068: Def. Resp. Exh. 1 - 003
167

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
03/19/2021 07:00:40 AM	Victim Specific	Parole and Probation			($42.36)	$257.95	LCC
03/19/2021 07:00:40 AM	Victim Specific	Parole and Probation			($107.64)	$150.31	LCC
03/19/2021 07:00:40 AM	Conversion - Department 1	Inmate Welfare Fund		9900038819	($53.25)	$97.06	LCC
03/19/2021 07:00:40 AM	Legal Postage	Inmate Welfare Fund		9900038901	($0.98)	$96.08	LCC
03/19/2021 07:00:40 AM	Legal Postage	Inmate Welfare Fund		9900038901	($0.70)	$95.38	LCC
03/19/2021 07:00:40 AM	Legal Supply	Inmate Welfare Fund		9900038910	($1.91)	$93.47	LCC
03/19/2021 07:00:40 AM	Legal Firebox	Inmate Welfare Fund		9900038897	($3.16)	$90.31	LCC
03/19/2021 07:00:40 AM	Savings				($30.00)	$60.31	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County CH			($0.14)	$60.17	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County CH			($0.14)	$60.03	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County CH			($0.14)	$59.89	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County Collections			($0.25)	$59.64	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County CH			($0.88)	$58.76	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County Collections			($2.49)	$56.27	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County Collections			($2.48)	$53.79	LCC
03/19/2021 07:00:40 AM	Court Order Fine	Washoe County Collections			($2.48)	$51.31	LCC
03/19/2021 07:00:40 AM	Financial Certificate	USDC Nevada			($40.00)	$11.31	LCC
03/19/2021 07:00:40 AM	Financial Certificate	USDC Nevada			($11.00)	$0.31	LCC
05/17/2021 10:47:06 AM	Commissary		5909;103028664		($0.18)	$0.13	LCC
05/19/2021 02:32:52 PM	Commissary Refund		5909;103028664		$0.18	$0.31	LCC
05/19/2021 02:32:52 PM	Trust 2				($0.18)	$0.13	LCC
05/24/2021 02:10:33 PM	Exception	U.S. TREASURY - E.I.P.	23357049	8281797	$1,400.00	$1,400.13	DOC
06/07/2021 02:47:20 PM	Victim Specific	Parole and Probation	23357049		($154.39)	$1,245.74	DOC
06/07/2021 02:47:20 PM	Victim Specific	Parole and Probation	23357049		($392.36)	$853.38	DOC
06/07/2021 02:47:20 PM	Legal Copies	Inmate Welfare Fund	23357049	9900039519	($1.80)	$851.58	DOC
06/07/2021 02:47:20 PM	Legal Copies	Inmate Welfare Fund	23357049	9900039519	($21.60)	$829.98	DOC
06/07/2021 02:47:20 PM	Legal Copies	Inmate Welfare Fund	23357049	9900039519	($20.50)	$809.48	DOC
06/07/2021 02:47:20 PM	Legal Copies	Inmate Welfare Fund	23357049	9900039519	($20.00)	$789.48	DOC
06/07/2021 02:47:20 PM	Legal Firebox	Inmate Welfare Fund	23357049	9900039520	($3.84)	$785.64	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$785.15	DOC
06/07/2021 02:47:20 PM	Medical Copay	Inmate Welfare Fund	23357049	9900039525	($8.00)	$777.15	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$776.66	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.33)	$775.33	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$774.84	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.20)	$773.64	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.18)	$772.46	DOC

GEIGER 068: Def. Resp. Exh. 1 - 004
168

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.18)	$771.28	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.05)	$770.23	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.72)	$768.51	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$768.02	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$767.53	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.87)	$764.66	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.31)	$763.35	DOC
06/07/2021 02:47:20 PM	Legal Firebox	Inmate Welfare Fund	23357049	9900039520	($7.14)	$756.21	DOC
06/07/2021 02:47:20 PM	Medical Copay	Inmate Welfare Fund	23357049	9900039525	($8.00)	$748.21	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.70)	$746.51	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$746.02	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.91)	$745.11	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.70)	$744.41	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.31)	$743.10	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.70)	$742.40	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$741.91	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$741.42	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$740.93	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.98)	$738.95	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$738.46	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.85)	$736.61	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$736.12	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.19)	$734.93	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$734.44	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.98)	$732.46	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$731.97	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$731.48	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$730.99	DOC
06/07/2021 02:47:20 PM	Dental Copay	Inmate Welfare Fund	23357049	9900039510	($8.00)	$722.99	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($2.32)	$720.67	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.10)	$718.57	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.40)	$717.17	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.99)	$715.18	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.98)	$714.20	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($2.15)	$712.05	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.13)	$710.92	DOC

GEIGER 068: Def. Resp. Exh. 1 - 005
169

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.47)	$709.45	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($0.98)	$708.47	DOC
06/07/2021 02:47:20 PM	Postage	Inmate Welfare Fund	23357049	9900039528	($8.75)	$699.72	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.47)	$698.25	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$697.76	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.48)	$696.28	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.48)	$694.80	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$694.33	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$693.86	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$693.39	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$692.92	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$692.45	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$691.98	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.41)	$690.57	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$690.10	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$689.63	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$689.14	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.36)	$687.78	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$687.29	DOC
06/07/2021 02:47:20 PM	Medical Copay	Inmate Welfare Fund	23357049	9900039525	($8.00)	$679.29	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.47)	$678.82	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($3.08)	$675.74	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$675.25	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$674.76	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($3.30)	$671.46	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($3.08)	$668.38	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($8.65)	$659.73	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$659.24	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$658.75	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$658.26	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.66)	$655.60	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$655.11	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.98)	$654.13	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($3.30)	$650.83	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$650.34	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$649.85	DOC

GEIGER 068: Def. Resp. Exh. 1 - 006
170

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.49)	$649.36	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.98)	$648.38	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.50)	$647.88	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($3.19)	$644.69	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.50)	$644.19	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.84)	$642.35	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($6.70)	$635.65	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.84)	$633.81	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.42)	$632.39	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.89)	$631.50	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.50)	$631.00	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.63)	$629.37	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.30)	$628.07	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.80)	$627.27	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$625.67	DOC
06/07/2021 02:47:20 PM	Legal Supply	Inmate Welfare Fund	23357049	9900039522	($1.69)	$623.98	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.30)	$622.68	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.30)	$621.38	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.15)	$620.23	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.30)	$618.93	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.75)	$617.18	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.30)	$615.88	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.15)	$614.73	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.95)	$613.78	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$612.18	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.20)	$610.98	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$609.38	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$607.78	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($8.25)	$599.53	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.40)	$598.13	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.00)	$596.13	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($8.25)	$587.88	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.65)	$587.23	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.65)	$586.58	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.65)	$585.93	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.65)	$585.28	DOC

GEIGER 068: Def. Resp. Exh. 1 - 007
171

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$583.68	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.00)	$581.68	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$580.08	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.80)	$578.28	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.51)	$577.77	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($1.60)	$576.17	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($2.20)	$573.97	DOC
06/07/2021 02:47:20 PM	Legal Postage	Inmate Welfare Fund	23357049	9900039521	($0.59)	$573.38	DOC
06/07/2021 02:47:20 PM	Savings		23357049		($140.00)	$433.38	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County CH	23357049		($0.66)	$432.72	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County CH	23357049		($0.66)	$432.06	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County CH	23357049		($0.66)	$431.40	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County Collections	23357049		($1.16)	$430.24	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County CH	23357049		($4.06)	$426.18	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County Collections	23357049		($11.60)	$414.58	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County Collections	23357049		($11.60)	$402.98	DOC
06/07/2021 02:47:20 PM	Court Order Fine	Washoe County Collections	23357049		($11.60)	$391.38	DOC
06/07/2021 02:47:20 PM	Financial Certificate	USDC Nevada	23357049		($280.00)	$111.38	DOC
06/08/2021 07:10:34 AM	Trust 2				$0.18	$111.56	DOC
06/08/2021 07:10:34 AM	Phone Credit	Securus	162316143476906	9900039829	($7.00)	$104.56	DOC
06/09/2021 08:29:11 AM	Phone Credit	Securus	162325255276906	9900039829	($4.00)	$100.56	DOC
06/10/2021 01:20:54 PM	Phone Credit	Securus	162335645476906	9900039829	($5.00)	$95.56	DOC
06/11/2021 02:07:20 PM	Phone Credit	Securus	162344564076906	9900039829	($3.00)	$92.56	DOC
06/14/2021 11:48:08 AM	Commissary		5909;103054648		($11.44)	$81.12	LCC
06/18/2021 07:55:32 AM	Legal Postage	LCC	*	9900039466	($0.91)	$80.21	LCC
06/25/2021 07:01:03 AM	Keefe	Rafaela Neller		9900018812	$19.00	$99.21	LCC
06/25/2021 07:01:03 AM	Legal Postage	Inmate Welfare Fund		9900039601	($1.61)	$97.60	LCC
06/25/2021 07:01:03 AM	Legal Postage	Inmate Welfare Fund		9900039601	($0.55)	$97.05	LCC
06/25/2021 07:01:03 AM	Legal Postage	Inmate Welfare Fund		9900039601	($1.64)	$95.41	LCC
06/25/2021 07:01:03 AM	Savings				($1.90)	$93.51	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County CH			($0.01)	$93.50	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County CH			($0.01)	$93.49	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County CH			($0.01)	$93.48	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County Collections			($0.02)	$93.46	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County CH			($0.06)	$93.40	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County Collections			($0.16)	$93.24	LCC

GEIGER 068: Def. Resp. Exh. 1 - 008
172

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County Collections			($0.15)	$93.09	LCC
06/25/2021 07:01:03 AM	Court Order Fine	Washoe County Collections			($0.15)	$92.94	LCC
06/25/2021 07:01:03 AM	Financial Certificate	USDC Nevada			($3.80)	$89.14	LCC
06/28/2021 09:48:16 AM	Commissary		5909;103066682		($18.79)	$70.35	LCC
06/29/2021 07:00:58 AM	Keefe	Rafaela Neller		9900018827	$60.00	$130.35	LCC
06/29/2021 07:00:58 AM	Legal Postage	Inmate Welfare Fund		9900039601	($12.00)	$118.35	LCC
06/29/2021 07:00:58 AM	Savings				($6.00)	$112.35	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County CH			($0.03)	$112.32	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County CH			($0.03)	$112.29	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County CH			($0.03)	$112.26	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County Collections			($0.05)	$112.21	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County CH			($0.18)	$112.03	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County Collections			($0.50)	$111.53	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County Collections			($0.49)	$111.04	LCC
06/29/2021 07:00:58 AM	Court Order Fine	Washoe County Collections			($0.49)	$110.55	LCC
06/29/2021 07:00:58 AM	Financial Certificate	USDC Nevada			($12.00)	$98.55	LCC
07/02/2021 12:26:24 PM	Commissary		5909;103072592		($12.00)	$86.55	LCC
07/03/2021 04:39:03 PM	Phone Credit	Securus	162535554476906		($1.00)	$85.55	DOC
07/04/2021 05:18:19 PM	Phone Credit	Securus	16254443		($1.00)	$84.55	DOC
07/05/2021 04:53:00 PM	Phone Credit	Securus	162552918176906		($1.00)	$83.55	DOC
07/06/2021 07:01:08 AM	Keefe	Rafaela Neller		9900018877	$60.00	$143.55	LCC
07/06/2021 07:01:08 AM	Legal Postage	Inmate Welfare Fund			($8.36)	$135.19	LCC
07/06/2021 07:01:08 AM	Legal Postage	Inmate Welfare Fund			($2.75)	$132.44	LCC
07/06/2021 07:01:08 AM	Legal Postage	Inmate Welfare Fund			($0.51)	$131.93	LCC
07/06/2021 07:01:08 AM	Savings				($6.00)	$125.93	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County CH			($0.03)	$125.90	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County CH			($0.03)	$125.87	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County CH			($0.03)	$125.84	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County Collections			($0.05)	$125.79	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County CH			($0.18)	$125.61	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County Collections			($0.50)	$125.11	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County Collections			($0.49)	$124.62	LCC
07/06/2021 07:01:08 AM	Court Order Fine	Washoe County Collections			($0.49)	$124.13	LCC
07/06/2021 07:01:08 AM	Financial Certificate	USDC Nevada			($12.00)	$112.13	LCC
07/07/2021 08:00:51 AM	Phone Credit	Securus	162567005276906		($1.00)	$111.13	DOC
07/09/2021 01:20:35 PM	Phone Credit	Securus	162586203576906		($2.00)	$109.13	DOC

GEIGER 068: Def. Resp. Exh. 1 - 009
173

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
07/11/2021 07:01:10 AM	Keefe	Rafaela Neller		9900019695	$19.00	$128.13	LCC
07/11/2021 07:01:10 AM	Savings				($1.90)	$126.23	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County CH			($0.01)	$126.22	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County CH			($0.01)	$126.21	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County CH			($0.01)	$126.20	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County Collections			($0.02)	$126.18	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County CH			($0.06)	$126.12	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County Collections			($0.16)	$125.96	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County Collections			($0.15)	$125.81	LCC
07/11/2021 07:01:10 AM	Court Order Fine	Washoe County Collections			($0.15)	$125.66	LCC
07/11/2021 07:01:10 AM	Financial Certificate	USDC Nevada			($3.80)	$121.86	LCC
07/12/2021 07:13:11 AM	Phone Credit	Securus	162609919176906		($2.00)	$119.86	DOC
07/12/2021 09:19:57 AM	Commissary		5909;103081311		($31.76)	$88.10	LCC
07/12/2021 04:56:18 PM	Legal Postage	LCC	*	9900039757	($0.71)	$87.39	LCC
07/12/2021 04:56:18 PM	Legal Postage	LCC	*	9900039757	($2.20)	$85.19	LCC
07/13/2021 08:46:03 AM	Commissary		5909;103083122		($80.00)	$5.19	LCC
07/14/2021 06:13:54 PM	Legal Postage	LCC	*	9900039757	($1.10)	$4.09	LCC
07/16/2021 07:02:00 AM	Keefe	Rafaela Neller		9900019699	$70.00	$74.09	LCC
07/16/2021 07:02:00 AM	Savings				($7.00)	$67.09	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County CH			($0.04)	$67.05	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County CH			($0.04)	$67.01	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County CH			($0.03)	$66.98	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County Collections			($0.05)	$66.93	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County CH			($0.20)	$66.73	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County Collections			($0.58)	$66.15	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County Collections			($0.58)	$65.57	LCC
07/16/2021 07:02:00 AM	Court Order Fine	Washoe County Collections			($0.58)	$64.99	LCC
07/16/2021 07:02:00 AM	Financial Certificate	USDC Nevada			($14.00)	$50.99	LCC
07/23/2021 06:35:30 AM	Phone Credit	Securus	162704733176906		($5.00)	$45.99	DOC
07/26/2021 10:13:09 AM	Commissary		5909;103096105		($39.84)	$6.15	LCC
08/02/2021 11:16:54 AM	Commissary		5909;103104202		($4.85)	$1.30	LCC
08/07/2021 05:26:43 PM	Phone Credit	Securus	162838240376906		($1.00)	$0.30	DOC
08/21/2021 07:00:42 AM	Keefe	Rafaela Neller		9900020215	$19.00	$19.30	LCC
08/21/2021 07:00:42 AM	Financial Certificate	USDC Nevada			($3.80)	$15.50	LCC
08/21/2021 07:00:42 AM	Savings				($0.95)	$14.55	LCC
08/23/2021 07:53:54 AM	Commissary		5909;103128601		($11.52)	$3.03	LCC

GEIGER 068: Def. Resp. Exh. 1 - 010
174

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
08/23/2021 08:30:19 AM	Phone Credit	Securus	162973261976906		($3.00)	$0.03	DOC
08/25/2021 03:58:39 PM	Commissary Refund		5909;103128601		$9.52	$9.55	LCC
08/25/2021 03:58:39 PM	Trust 2				($9.52)	$0.03	LCC
08/30/2021 08:52:08 AM	Trust 2				$9.09	$9.12	LCC
08/30/2021 08:52:08 AM	Commissary		5909;103136589		($9.09)	$0.03	LCC
08/30/2021 01:46:15 PM	V-Victim Specific	Parole and Probation			$42.36	$42.39	LCC
08/30/2021 01:46:15 PM	V-Victim Specific	Parole and Probation			$107.64	$150.03	LCC
08/30/2021 01:46:15 PM	V-Conversion - Department 1	Inmate Welfare Fund			$53.25	$203.28	LCC
08/30/2021 01:46:15 PM	V-Legal Postage	Inmate Welfare Fund			$0.98	$204.26	LCC
08/30/2021 01:46:15 PM	V-Legal Postage	Inmate Welfare Fund			$0.70	$204.96	LCC
08/30/2021 01:46:15 PM	V-Legal Supply	Inmate Welfare Fund			$1.91	$206.87	LCC
08/30/2021 01:46:15 PM	V-Legal Firebox	Inmate Welfare Fund			$3.16	$210.03	LCC
08/30/2021 01:46:15 PM	V-Savings				$30.00	$240.03	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County CH			$0.14	$240.17	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County CH			$0.14	$240.31	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County CH			$0.14	$240.45	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County Collections			$0.25	$240.70	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County CH			$0.88	$241.58	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County Collections			$2.49	$244.07	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County Collections			$2.48	$246.55	LCC
08/30/2021 01:46:15 PM	V-Court Order Fine	Washoe County Collections			$2.48	$249.03	LCC
08/30/2021 01:46:15 PM	V-Financial Certificate	USDC Nevada			$40.00	$289.03	LCC
08/30/2021 01:46:15 PM	V-Financial Certificate	USDC Nevada			$11.00	$300.03	LCC
08/30/2021 01:46:15 PM	V-Keefe			9900020658	($300.00)	$0.03	LCC
08/30/2021 03:01:43 PM	Exception	REPOST		9900020681	$300.00	$300.03	DOC
08/30/2021 05:14:47 PM	Financial Certificate	USDC Nevada			($40.00)	$260.03	DOC
08/30/2021 05:14:47 PM	Financial Certificate	USDC Nevada			($20.00)	$240.03	DOC
08/30/2021 05:14:47 PM	Victim Specific	Parole and Probation			($4.24)	$235.79	DOC
08/30/2021 05:14:47 PM	Victim Specific	Parole and Probation			($10.76)	$225.03	DOC
08/30/2021 06:02:37 PM	Trust 2				$0.43	$225.46	DOC
08/30/2021 06:02:37 PM	Phone Credit	Securus	163037175776906		($10.00)	$215.46	DOC
08/31/2021 11:02:11 AM	Commissary		5909;103137750		($18.00)	$197.46	LCC
08/31/2021 11:02:31 AM	Commissary		5909;103137751		($29.17)	$168.29	LCC
09/05/2021 11:20:38 AM	Legal Postage	LCC	*		($0.71)	$167.58	LCC
09/05/2021 02:20:29 PM	Phone Credit	Securus	163087682976906		($4.00)	$163.58	DOC
09/07/2021 08:03:21 AM	Commissary		5909;103143317		($7.20)	$156.38	LCC

GEIGER 068: Def. Resp. Exh. 1 - 011
175

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
09/07/2021 08:29:31 AM	Commissary		5909;103143571		($101.60)	$54.78	LCC
09/13/2021 09:44:45 AM	Commissary		5909;103151378		($42.66)	$12.12	LCC
09/14/2021 01:33:16 PM	Offset Negative Balance From IWF	Nevada DOC		9900021108	$1.00	$13.12	DOC
09/14/2021 01:34:18 PM	V-Savings				$1.90	$15.02	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County CH			$0.01	$15.03	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County CH			$0.01	$15.04	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County CH			$0.01	$15.05	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County Collections			$0.02	$15.07	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County CH			$0.06	$15.13	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County Collections			$0.16	$15.29	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County Collections			$0.15	$15.44	LCC
09/14/2021 01:34:18 PM	V-Court Order Fine	Washoe County Collections			$0.15	$15.59	LCC
09/14/2021 01:34:18 PM	V-Financial Certificate	USDC Nevada			$3.80	$19.39	LCC
09/14/2021 01:34:18 PM	V-Keefe			9900021107	($19.00)	$0.39	LCC
09/14/2021 02:35:33 PM	Exception	REPOST		9900021115	$19.00	$19.39	DOC
09/14/2021 02:36:39 PM	Financial Certificate	USDC Nevada			($3.80)	$15.59	DOC
09/14/2021 02:36:39 PM	Victim Specific	Parole and Probation			($0.27)	$15.32	DOC
09/14/2021 02:36:39 PM	Victim Specific	Parole and Probation			($0.68)	$14.64	DOC
09/14/2021 02:42:58 PM	Offset Negative Balance	Inmate Welfare Fund	*NODOCOFST22		($1.00)	$13.64	DOC
09/15/2021 09:34:41 AM	Offset Negative Balance From IWF	Nevada DOC		9900021158	$50.00	$63.64	DOC
09/15/2021 09:34:50 AM	V-Legal Postage	Inmate Welfare Fund			$8.36	$72.00	LCC
09/15/2021 09:34:50 AM	V-Legal Postage	Inmate Welfare Fund			$2.75	$74.75	LCC
09/15/2021 09:34:50 AM	V-Legal Postage	Inmate Welfare Fund			$0.51	$75.26	LCC
09/15/2021 09:34:50 AM	V-Savings				$6.00	$81.26	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County CH			$0.03	$81.29	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County CH			$0.03	$81.32	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County CH			$0.03	$81.35	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County Collections			$0.05	$81.40	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County CH			$0.18	$81.58	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County Collections			$0.50	$82.08	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County Collections			$0.49	$82.57	LCC
09/15/2021 09:34:50 AM	V-Court Order Fine	Washoe County Collections			$0.49	$83.06	LCC
09/15/2021 09:34:50 AM	V-Financial Certificate	USDC Nevada			$12.00	$95.06	LCC
09/15/2021 09:34:50 AM	V-Keefe			9900021159	($60.00)	$35.06	LCC
09/15/2021 10:28:14 AM	Savings		NODOCOFST22		$14.94	$50.00	DOC

GEIGER 068: Def. Resp. Exh. 1 - 012
176

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
09/15/2021 10:28:14 AM	Offset Negative Balance	Inmate Welfare Fund	*NODOCOFST22		($50.00)	$0.00	DOC
09/15/2021 01:07:10 PM	Exception	REPOST		9900021188	$60.00	$60.00	DOC
09/15/2021 01:10:45 PM	Financial Certificate	USDC Nevada			($12.00)	$48.00	DOC
09/15/2021 01:10:45 PM	Victim Specific	Parole and Probation			($0.85)	$47.15	DOC
09/15/2021 01:10:45 PM	Victim Specific	Parole and Probation			($2.15)	$45.00	DOC
09/17/2021 12:31:43 PM	Offset Negative Balance From IWF	Nevada DOC		9900021337	$5.00	$50.00	DOC
09/17/2021 12:31:56 PM	V-Savings				$7.00	$57.00	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County CH			$0.04	$57.04	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County CH			$0.04	$57.08	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County CH			$0.03	$57.11	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County Collections			$0.05	$57.16	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County CH			$0.20	$57.36	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County Collections			$0.58	$57.94	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County Collections			$0.58	$58.52	LCC
09/17/2021 12:31:56 PM	V-Court Order Fine	Washoe County Collections			$0.58	$59.10	LCC
09/17/2021 12:31:56 PM	V-Financial Certificate	USDC Nevada			$14.00	$73.10	LCC
09/17/2021 12:31:56 PM	V-Keefe			9900021336	($70.00)	$3.10	LCC
09/17/2021 01:32:16 PM	Exception	REPOST		9900021345	$70.00	$73.10	DOC
09/17/2021 02:31:51 PM	Financial Certificate	USDC Nevada			($14.00)	$59.10	DOC
09/17/2021 02:31:51 PM	Victim Specific	Parole and Probation			($0.99)	$58.11	DOC
09/17/2021 02:31:51 PM	Victim Specific	Parole and Probation			($2.51)	$55.60	DOC
09/17/2021 02:51:24 PM	Offset Negative Balance	Inmate Welfare Fund	*NODOCOFST22		($5.00)	$50.60	DOC
09/20/2021 09:06:01 AM	Commissary		5909;103159032		($50.17)	$0.43	LCC
09/24/2021						$0.43	

Trust2

Date	Reference Number	Amount	Balance	Loc Code
01/01/2020			$76.56	
01/01/2020 07:00:08 AM		($3.00)	$73.56	DOC
01/02/2020 01:43:10 PM		($6.00)	$67.56	DOC
01/03/2020 06:10:44 AM		($2.00)	$65.56	DOC
01/06/2020 09:01:12 AM		($59.20)	$6.36	LCC
01/07/2020 10:08:36 AM		($2.00)	$4.36	DOC
01/13/2020 08:54:14 AM		($4.32)	$0.04	LCC
05/03/2020 07:00:36 AM		$95.00	$95.04	LCC

GEIGER 068: Def. Resp. Exh. 1 - 013
177

Trust2

Date	Reference Number	Amount	Balance	Loc Code
05/04/2020 08:32:27 AM		($84.76)	$10.28	LCC
05/04/2020 09:04:10 AM		($2.00)	$8.28	DOC
05/11/2020 08:47:03 AM		($8.26)	$0.02	LCC
05/16/2020 07:00:56 AM		$50.00	$50.02	LCC
05/18/2020 09:18:36 AM		($37.46)	$12.56	LCC
05/19/2020 08:26:08 AM		($12.53)	$0.03	LCC
05/27/2020 07:00:21 AM		$95.00	$95.03	LCC
05/27/2020 05:56:22 PM		($2.00)	$93.03	DOC
05/27/2020 06:12:46 PM		($1.00)	$92.03	DOC
05/28/2020 07:58:03 AM		($2.00)	$90.03	DOC
05/31/2020 06:19:34 PM		($2.00)	$88.03	DOC
06/01/2020 08:26:29 AM		($43.51)	$44.52	LCC
06/01/2020 08:16:24 PM		($2.00)	$42.52	DOC
06/03/2020 02:05:46 PM		$0.75	$43.27	LCC
06/04/2020 09:05:47 PM		($2.00)	$41.27	DOC
06/08/2020 01:41:10 PM		($2.00)	$39.27	DOC
06/08/2020 03:04:22 PM		($39.27)	$0.00	LCC
06/16/2020 07:00:28 AM		$95.00	$95.00	LCC
06/17/2020 12:45:25 PM		($3.00)	$92.00	DOC
06/19/2020 07:33:40 AM		($2.00)	$90.00	DOC
06/21/2020 06:40:07 AM		($2.00)	$88.00	DOC
06/22/2020 08:15:20 AM		($61.91)	$26.09	LCC
06/23/2020 05:27:33 PM		($3.00)	$23.09	DOC
06/25/2020 08:35:49 AM		($3.00)	$20.09	DOC
06/26/2020 07:00:40 AM		$90.00	$110.09	LCC
06/29/2020 07:58:10 AM		($48.56)	$61.53	LCC
06/29/2020 04:25:15 PM		($1.00)	$60.53	DOC
07/01/2020 07:00:39 AM		$30.00	$90.53	LCC
07/02/2020 06:49:51 AM		($4.00)	$86.53	DOC
07/02/2020 09:22:17 AM		($1.00)	$85.53	DOC
07/06/2020 10:17:58 AM		($75.13)	$10.40	LCC
07/07/2020 12:57:44 PM		($3.00)	$7.40	DOC
07/11/2020 08:25:39 AM		($2.00)	$5.40	DOC
07/13/2020 09:14:45 AM		($5.38)	$0.02	LCC
12/24/2020 12:07:51 PM		($0.02)	$0.00	DOC
05/19/2021 02:32:52 PM		$0.18	$0.18	LCC

GEIGER 068: Def. Resp. Exh. 1 - 014
178

Trust2

Date	Reference Number	Amount	Balance	Loc Code
06/08/2021 07:10:34 AM		($0.18)	$0.00	DOC
08/25/2021 03:58:39 PM		$9.52	$9.52	LCC
08/30/2021 08:52:08 AM		($9.09)	$0.43	LCC
08/30/2021 08:02:37 PM		($0.43)	$0.00	DOC
09/24/2021			$0.00	

Trust3

Date	Reference Number	Amount	Balance	Loc Code
01/01/2020			$0.00	
No Activity				
09/24/2021			$0.00	

Savings

Date	Reference Number	Amount	Balance	Loc Code
01/01/2020			$10.20	
12/24/2020 08:38:44 AM	63877	$120.00	$130.20	DOC
03/19/2021 07:00:40 AM		$30.00	$160.20	LCC
06/07/2021 02:47:20 PM	23357049	$140.00	$300.20	DOC
06/25/2021 07:01:03 AM		$1.90	$302.10	LCC
06/29/2021 07:00:58 AM		$6.00	$308.10	LCC
07/06/2021 07:01:08 AM		$6.00	$314.10	LCC
07/11/2021 07:01:10 AM		$1.90	$316.00	LCC
07/16/2021 07:02:00 AM		$7.00	$323.00	LCC
08/21/2021 07:00:42 AM		$0.95	$323.95	LCC
08/30/2021 01:46:15 PM		($30.00)	$293.95	LCC
09/14/2021 01:34:18 PM		($1.90)	$292.05	LCC
09/15/2021 09:34:50 AM		($6.00)	$286.05	LCC
09/15/2021 10:28:14 AM	NODOCOFST22	($14.94)	$271.11	DOC
09/17/2021 12:31:56 PM		($7.00)	$264.11	LCC
09/24/2021			$264.11	

Holds - Current as of Date and Time of Report

Date Held	Hold Type	Notes	Amount
No Activity			

Department Charge 1

GEIGER 068: Def. Resp. Exh. 1 - 015
179

Department Charge 1

Department Opening Balance: $794.17

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Conversion - Department 1	ConversionDept1	ConvDept1		5/30/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$615.12
12/24/2020 08:38:44 AM	Offender Payment	10000234689	($561.87)	$53.25
03/19/2021 07:00:40 AM	Offender Payment	10000238539	($53.25)	$0.00
08/30/2021 01:46:15 PM	Offender Payment		$53.25	$53.25
09/24/2021			Closing Balance:	$53.25

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2082668	10000142710		7/8/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.98
03/19/2021 07:00:40 AM	Offender Payment	10000238539	($0.98)	$0.00
08/30/2021 01:46:15 PM	Offender Payment		$0.98	$0.98
09/24/2021			Closing Balance:	$0.98

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2080896	10000142710		7/8/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.70
03/19/2021 07:00:40 AM	Offender Payment	10000238539	($0.70)	$0.00
08/30/2021 01:46:15 PM	Offender Payment		$0.70	$0.70
09/24/2021			Closing Balance:	$0.70

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2082231	10000142710		7/3/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.91
03/19/2021 07:00:40 AM	Offender Payment	10000238539	($1.91)	$0.00
08/30/2021 01:46:15 PM	Offender Payment		$1.91	$1.91
09/24/2021			Closing Balance:	$1.91

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Firebox	2080661	10000142710		7/9/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$7.00

GEIGER 068: Def. Resp. Exh. 1 - 016
180

Department Charge 1

03/19/2021 07:00:40 AM	Offender Payment	10000238539	($3.16)	$3.84
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($3.84)	$0.00
08/30/2021 01:46:15 PM	Offender Payment		$3.16	$3.16
09/24/2021			**Closing Balance:**	$3.16

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	1857606	10000142710		7/15/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Medical Copay	07312014	10000144535		7/31/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$8.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.00)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2067455	10000144333		8/5/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2080079	10000144333		7/30/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.33
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.33)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2079189	10000144333		8/12/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 017
181

Department Charge 1

09/24/2021				**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2131340	10000132371		9/2/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.20
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.20)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2133168	10000142717		10/22/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.18
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.18)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2134492	10000144346		11/19/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.18
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.18)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2131863	10000144346		11/25/2014	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.05
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.05)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2146720	10000142714		3/22/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.72
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.72)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2141830	10000142714		3/24/2015	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 018
182

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2145954	10000142714		3/29/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2146721	10000142714		3/22/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$2.87
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.87)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2142754	10000142714		4/6/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.31
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.31)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Firebox	2145952	10000142714		3/28/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$7.14
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($7.14)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Medical Copay	04/16/15	10000140202		4/16/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$8.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.00)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 019
183

Department Charge 1

09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2142758	10000142714		4/5/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.70
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.70)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2146647	10000142714		3/30/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.49)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2032771	10000142714		4/7/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.91
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.91)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2145661	10000148499		4/26/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.70
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.70)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2146783	10000148499		5/4/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.31
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.31)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2144851	10000148499		4/28/2015	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 020
184

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.70
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.70)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2144886	10000148499		5/12/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2145660	10000148499		5/12/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2146477	10000148499		5/18/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2145261	10000150387		6/2/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.98)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2141685	10000149995		6/23/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 021
185

Department Charge 1

09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2142084	10000149995		7/2/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$1.85
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.85)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2141974	10000149995		7/21/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.49)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2146478	10000149995		7/19/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$1.19
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.19)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2141025	10000157497		8/1/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.49)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2141062	10000157497		8/5/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$1.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.98)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2141002	10000157497		7/29/2015	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 022
186

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2141007	10000157497		7/29/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2141209	10000159659		8/19/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Dental Copay	08/17/15	10000159661		8/17/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$8.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.00)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2171073	10000159659		9/1/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$2.32
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.32)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2141026	10000159659		9/1/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$2.10
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.10)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 023
187

Department Charge 1

09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2081486	10000160330		9/21/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.40
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.40)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2169912	10000151215		10/13/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.99
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.99)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2169192	10000151215		10/22/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.98)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2168404	10000162511		11/2/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$2.15
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($2.15)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2171089	10000162511		11/3/2015	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.13
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.13)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2170549	10000164465		1/12/2016	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 024
188

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2171090	10000164465		2/4/2016	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.98)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Postage	2168246	10000165699		12/30/2015	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$8.75
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.75)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2198524	10000166861		3/3/2016	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2171074	10000166861		3/29/2016	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2200808	10000166861		4/5/2016	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.48
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.48)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 025
189

Department Charge 1

09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2198036	10000169513		5/25/2016	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.48
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.48)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2241570	10000180867		11/24/2016	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.47)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2241572	10000180867		11/24/2016	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.47)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2241571	10000180867		12/1/2016	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.47)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2201488	10000180867		1/3/2017	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.47)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2201489	10000180867		1/3/2017	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 026
190

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2201490	10000180867		1/11/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.41
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.41)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2201494	10000180867		1/10/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2201487	10000180867		1/18/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2201495	10000180867		1/16/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2199485	10000180867		1/22/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 027
191

Department Charge 1

09/24/2021				Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2254656	10000180867		1/24/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.36
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.36)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2251636	10000180867		2/2/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Medical Copay	03292017	10000181833		3/29/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$8.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.00)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2058858	10000181831		2/23/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.47
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.47)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2058867	10000182889		4/5/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$3.08
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($3.08)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2054258	10000182889		4/18/2017	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 028
192

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2054259	10000182889		4/18/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2254659	10000182889		4/18/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$3.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($3.30)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2058863	10000182889		3/25/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$3.08
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($3.08)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2058862	10000182889		3/26/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$8.65
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.65)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2058865	10000182889		4/25/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 029
193

Department Charge 1

09/24/2021				Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2199486	10000182889		4/25/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2056828	10000182889		4/26/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2056829	10000182889		4/30/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$2.66
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.66)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2048104	10000183880		6/1/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2048117	10000183880		6/1/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.98)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2048112	10000183880		6/8/2017	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 030
194

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$3.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($3.30)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2261150	10000190089		10/30/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2261158	10000190089		10/30/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2260363	10000190089		11/5/2017	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.49
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.49)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2296951	10000192824		2/12/2018	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.98
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.98)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2296956	10000192824		2/13/2018	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.50
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.50)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 031
195

Department Charge 1

09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Supply	2280139	10000195509		5/3/2018	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$3.19
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($3.19)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2283569	10000195509		4/26/2018	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.50
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.50)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	1958563	10000197797		5/17/2018	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.84
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.84)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2003189	10000201556		7/10/2018	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$6.70
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($6.70)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2275434	10000202955		7/27/2018	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$1.84
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.84)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2048106	10000203968		9/12/2018	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 032
196

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.42
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.42)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2275435	10000203968		10/4/2018	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.89
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.89)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2277624	10000204884		10/29/2018	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.50
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.50)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2273762	10000207068		1/8/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.63
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.63)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2281769	10000207068		2/5/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.30)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2281753	10000207068		2/11/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.80
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.80)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 033
197

Department Charge 1

09/24/2021				**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2285022	10000209059		2/19/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Supply	2285607	10000209059		4/3/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.69
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.69)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2287110	10000214730		7/29/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.30)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2330279	10000216729		8/20/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.30)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2330304	10000218248		9/26/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$1.15
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.15)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2281768	10000218248		10/16/2019	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 034
198

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.30)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2271458	10000219287		11/4/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$1.75
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.75)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2325272	10000221002		12/10/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
01/06/2020 03:56:52 PM	New		$1.30	$1.30
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.30)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2329364	10000222796		1/22/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
02/13/2020 01:30:29 PM	New		$1.15	$1.15
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.15)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2334112	10000222796		2/3/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
02/18/2020 04:04:38 PM	New		$0.95	$0.95
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.95)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2321994	10000224091		2/18/2020	Inmate Welfare Fund

GEIGER 068: Def. Resp. Exh. 1 - 035
199

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
03/20/2020 12:00:13 PM	New		$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2329635	10000224091		3/12/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
03/31/2020 02:34:33 PM	New		$1.20	$1.20
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.20)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2277168	10000224945		3/31/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
04/07/2020 04:04:43 PM	New		$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2332960	10000232360		6/23/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/14/2020 02:43:09 PM	New		$8.25	$8.25
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.25)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2332964	10000232360		6/26/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/14/2020 02:43:09 PM	New		$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			**Closing Balance:**	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 036
200

Department Charge 1

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2332965	10000232360		7/13/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
09/16/2020 12:25:22 PM	New		$1.40	$1.40
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.40)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2334689	10000232360		8/3/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
09/25/2020 12:05:00 PM	New		$2.00	$2.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.00)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2326778	10000232360		9/15/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
09/28/2020 10:59:46 AM	New		$8.25	$8.25
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($8.25)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2277169	10000233372		8/26/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
10/02/2020 12:36:38 PM	New		$0.65	$0.65
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.65)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2327738	10000233372		8/21/2020	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
10/02/2020 12:36:50 PM	New		$0.65	$0.65
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.65)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 037
201

Department Charge 1

09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2326779	10000233724		8/31/2020	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.00
10/08/2020 01:04:03 PM	New			$0.65	$0.65
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.65)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2316460	10000235526		11/9/2020	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.00
12/02/2020 09:20:52 AM	New			$0.65	$0.65
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($0.65)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2316237	10000239571		3/18/2021	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.00
04/21/2021 10:03:04 AM	New			$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.60)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2320220	10000239571		4/8/2021	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.00
04/23/2021 01:57:12 PM	New			$2.00	$2.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($2.00)	$0.00
09/24/2021				**Closing Balance:**	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Postage	2287016	10000240709		4/27/2021	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				**Opening Balance:**	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 038
202

Department Charge 1				
05/12/2021 08:45:20 AM	New		$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2321538	10000240709		4/21/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
05/12/2021 11:38:03 AM	New		$1.80	$1.80
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.80)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2602579	10000240709		4/22/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
05/21/2021 10:20:41 AM	New		$0.51	$0.51
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.51)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2274448	10000240709		4/30/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
05/21/2021 10:36:43 AM	New		$1.60	$1.60
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($1.60)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2603057	10000240709		5/13/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
05/22/2021 01:50:36 PM	New		$2.20	$2.20
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($2.20)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2321589	10000240709		5/6/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance

GEIGER 068: Def. Resp. Exh. 1 - 039
203

Department Charge 1

01/01/2020			**Opening Balance:**	$0.00
05/22/2021 01:56:14 PM	New		$2.20	$2.20
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($0.59)	$1.61
06/25/2021 07:01:03 AM	Offender Payment	10000241677	($1.61)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2602257	10000241671		5/19/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
06/04/2021 04:29:57 PM	New		$0.55	$0.55
06/25/2021 07:01:03 AM	Offender Payment	10000241677	($0.55)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2603083	10000241671		5/18/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
06/04/2021 04:29:57 PM	New		$22.00	$22.00
06/25/2021 07:01:03 AM	Offender Payment	10000241677	($1.64)	$20.36
06/29/2021 07:00:58 AM	Offender Payment	10000241677	($12.00)	$8.36
07/06/2021 07:01:08 AM	Offender Payment		($8.36)	$0.00
09/15/2021 09:34:50 AM	Offender Payment		$8.36	$8.36
09/24/2021			**Closing Balance:**	$8.36

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2602256	10000241671		5/19/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
06/04/2021 04:35:29 PM	New		$2.75	$2.75
07/06/2021 07:01:08 AM	Offender Payment		($2.75)	$0.00
09/15/2021 09:34:50 AM	Offender Payment		$2.75	$2.75
09/24/2021			**Closing Balance:**	$2.75

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2602261	10000241671		5/26/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 040
204

Department Charge 1				
06/05/2021 03:39:24 PM	New		$0.51	$0.51
07/08/2021 07:01:08 AM	Offender Payment		($0.51)	$0.00
09/15/2021 09:34:50 AM	Offender Payment		$0.51	$0.51
09/24/2021			Closing Balance:	$0.51

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2330056	10000241671		5/28/2021	LCC

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
06/18/2021 07:55:32 AM	New		$0.91	$0.91
06/18/2021 07:55:32 AM	Offender Payment	10000241671	($0.91)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2320697	10000242813		6/15/2021	LCC

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
07/12/2021 04:56:18 PM	New		$0.71	$0.71
07/12/2021 04:56:18 PM	Offender Payment	10000242813	($0.71)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2330065	10000242813		6/14/2021	LCC

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
07/12/2021 04:56:18 PM	New		$2.20	$2.20
07/12/2021 04:56:18 PM	Offender Payment	10000242813	($2.20)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2320671	10000242813		6/7/2021	LCC

Date	Description	Check Document Number	Amount	Balance
01/01/2020			Opening Balance:	$0.00
07/14/2021 06:13:54 PM	New		$1.10	$1.10
07/14/2021 06:13:54 PM	Offender Payment	10000242813	($1.10)	$0.00
09/24/2021			Closing Balance:	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Postage	2320520	10000245918		6/30/2021	LCC

GEIGER 068: Def. Resp. Exh. 1 - 041
205

Department Charge 1

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/05/2021 11:20:38 AM	New		$0.71	$0.71
09/05/2021 11:20:38 AM	Offender Payment		($0.71)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Offset Negative Balance	000AC071321	NODOCOFST22		9/14/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/14/2021 01:33:16 PM	New		$1.00	$1.00
09/14/2021 02:42:58 PM	Offender Payment		($1.00)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Offset Negative Balance	000AC070821	NODOCOFST22		9/15/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/15/2021 09:34:41 AM	New		$50.00	$50.00
09/15/2021 10:28:14 AM	Offender Payment		($50.00)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Offset Negative Balance	000AC071921	NODOCOFST22		9/17/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
09/17/2021 12:31:43 PM	New		$5.00	$5.00
09/17/2021 02:51:24 PM	Offender Payment		($5.00)	$0.00
09/24/2021			**Closing Balance:**	$0.00

Department Closing Balance: $71.62

Department Charge 2

Department Opening Balance: $4.53

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Copies	2287015	10000207068		2/13/2019	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$4.13
12/24/2020 08:38:44 AM	Offender Payment	10000234689	($4.13)	$0.00

GEIGER 068: Def. Resp. Exh. 1 - 042
206

Department Charge 2

09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Copies	2287108	10000214730		8/1/2019	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.40
12/24/2020 08:38:44 AM	Offender Payment	10000234689		($0.40)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Copies	2332959	10000232360		6/22/2020	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.00
09/09/2020 03:16:52 PM	New			$15.60	$15.60
12/24/2020 08:38:44 AM	Offender Payment	10000234689		($15.60)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Copies	2333791	10000232360		9/11/2020	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.00
09/28/2020 11:00:07 AM	New			$18.00	$18.00
12/24/2020 08:38:44 AM	Offender Payment	10000234689		($18.00)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Copies	2316238	10000239571		2/3/2021	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.00
04/07/2021 03:10:29 PM	New			$1.80	$1.80
06/07/2021 02:47:20 PM	Offender Payment	10000241677		($1.80)	$0.00
09/24/2021				Closing Balance:	$0.00
DOC Sanction Type	**Reference Number**	**Document Number**	**V Document Number**	**DOC Sanction Date**	**Paid To**
Legal Copies	2320221	10000240709		4/25/2021	Inmate Welfare Fund
Date	**Description**	**Check Document Number**		**Amount**	**Balance**
01/01/2020				Opening Balance:	$0.00
05/12/2021 08:42:29 AM	New			$21.60	$21.60

GEIGER 068: Def. Resp. Exh. 1 - 043
207

Department Charge 2

06/07/2021 02:47:20 PM	Offender Payment	10000241677	($21.60)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Copies	2315104	10000240709		4/19/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
05/12/2021 08:44:27 AM	New		$20.50	$20.50
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($20.50)	$0.00
09/24/2021			**Closing Balance:**	$0.00

DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To
Legal Copies	2325094	10000241671		5/17/2021	Inmate Welfare Fund

Date	Description	Check Document Number	Amount	Balance
01/01/2020			**Opening Balance:**	$0.00
06/04/2021 04:39:11 PM	New		$20.00	$20.00
06/07/2021 02:47:20 PM	Offender Payment	10000241677	($20.00)	$0.00
09/24/2021			**Closing Balance:**	$0.00

Department Closing Balance: $0.00

Remaining Obligations - Current as of Date and Time of Report

Description	Paid To	Period To Curr	Max Per Period	Ordered	Initial Payment	Paid To Curr	Outside Source	Total Paid	Total Remaining
Court Filing Fee - 3:10CV-00119LRH	USDC Nevada	$349.40	N/A	$350.00	N/A	$349.40	$0.00	$349.40	$0.60
Restitution - CR02-2766	Parole and Probation	$408.46	N/A	$500.00	N	$408.46	$0.00	$408.46	$91.54
Restitution - CR13-1712	Parole and Probation	$160.74	N/A	$196.75	N	$160.74	$0.00	$160.74	$36.01
Restitution - CR02-2766	Washoe County CH	$4.30	N/A	$175.00	N	$4.30	$0.00	$4.30	$170.70
Restitution - CR11-1735	Washoe County CH	$0.70	N/A	$28.00	N	$0.70	$0.00	$0.70	$27.30
Restitution - CR13-1515	Washoe County CH	$0.70	N/A	$28.00	N	$0.70	$0.00	$0.70	$27.30
Restitution - CR13-1712	Washoe County CH	$0.70	N/A	$28.00	N	$0.70	$0.00	$0.70	$27.30
Restitution - CR02 2766	Washoe County Collections	$1.23	N/A	$50.00	N	$1.23	$0.00	$1.23	$48.77
Restitution - CR11-1735	Washoe County Collections	$12.26	N/A	$500.00	N	$12.26	$0.00	$12.26	$487.74
Restitution - CR13-1515	Washoe County Collections	$12.24	N/A	$500.00	N	$12.24	$0.00	$12.24	$487.76
Restitution - CR13-1712	Washoe County Collections	$12.24	N/A	$500.00	N	$12.24	$0.00	$12.24	$487.76

Total: $1,892.78

GEIGER 068: Def. Resp. Exh. 1 - 044
208

EXHIBIT 2

EXHIBIT 2

Senate Bill No. 22–Committee on Judiciary

CHAPTER.....

AN ACT relating to correctional institutions; requiring the Director of the Department of Corrections to establish and maintain a package program for certain offenders; authorizing the Department to adopt regulations relating to the authority of the Director to make certain deductions from the individual account of an offender and from the wages of an offender; requiring the Director to provide a monthly statement to each offender relating to the individual account of the offender; revising the order of priority of certain deductions from the individual account of an offender and from the wages of an offender; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

The Nevada Constitution entitles a victim of crime to full and timely restitution and requires that all monetary payments, money and property collected from any person ordered to make restitution be first applied to pay the amounts ordered as restitution to the victim. (Nev. Const. Art. 1, § 8A)

Under existing law, the Prisoners' Personal Property Fund is created as a trust fund. With certain exceptions, an offender in an institution or a facility of the Department of Corrections is required under existing law to deposit all money received by the offender during incarceration in an individual account in the Fund. The Director of the Department is also required under existing law to deposit in the Fund the net wages after certain deductions that are earned by an offender during incarceration and valuables of an offender received during incarceration. (NRS 209.241) With certain exceptions, existing law authorizes the Director of the Department of Corrections to make certain deductions from the individual account of an offender or from the gross wages of an offender, including a deduction to meet an existing obligation for restitution to a victim. Under existing law, such deductions are made in accordance with an order of priority specific to whether the deduction is made from: (1) the individual account of an offender; (2) the wages of an offender whose hourly wage is equal to or greater than the federal minimum wage; or (3) the wages of an offender whose hourly wage is less than the federal minimum wage. (NRS 209.247, 209.463) **Sections 1.9 and 2** of this bill revise such orders of priority to comport with the relevant provisions in the Nevada Constitution concerning restitution.

For deductions from the individual account of the offender, **section 1.9**, in addition to the change in priority of the deduction concerning restitution, revises the order of priority of the following: (1) the deduction for credit to the Fund for the Compensation of Victims of Crime; and (2) the deduction for the fee imposed for genetic marker analysis.

For deductions from the wages of an offender whose hourly wage is equal to or greater than the federal minimum wage, **section 2**, in addition to the change in priority of the deduction concerning restitution, revises the order of priority of the following: (1) the deduction for credit to the Fund for the Compensation of Victims of Crime; (2) the deduction for credit to the individual account of the offender; (3) the deduction to offset the cost of maintaining the offender in the institution; and (4) the deduction to repay certain costs or to defray certain expenses.

81st Session (2021)

GEIGER 068: Def. Resp. Exh. 2 - 001

For deductions from the wages of an offender whose hourly wage is less than the federal minimum wage, **section 2**, in addition to the change in priority of the deduction concerning restitution, revises the order of priority of the following: (1) the deduction for credit to the Fund for the Compensation of Victims of Crime; (2) the deduction for credit to the individual account of the offender; (3) the deduction to offset the cost of maintaining the offender in the institution; (4) the deduction to repay certain costs or to defray certain expenses; (5) the deduction for the fee imposed for genetic marker analysis; and (6) the deduction for expenses related to the release or funeral of the offender.

Existing law establishes various duties of the Director relating to the individual accounts of offenders. (NRS 209.241) In addition to such existing duties, **section 1.7** of this bill requires the Director to provide a monthly statement to each offender relating to the individual account of the offender. **Section 1.7** also: (1) requires the statement to include certain information; and (2) sets forth various requirements concerning the method for providing the statement to the offender.

Section 1.3 of this bill: (1) authorizes the Department to adopt regulations necessary for the Director to carry out the provisions of law relating to deductions from the individual account of offenders and from the wages of offenders; and (2) requires such regulations to be adopted in accordance with the provisions of the Nevada Administrative Procedure Act. **Section 2.5** of this bill makes a conforming change relating to the regulations.

Section 1.1 of this bill requires the Director to establish and maintain a package program for all offenders. **Section 1.1** authorizes the Director or the Medical Director to prohibit an offender from participating in the package program under certain circumstances. Finally, **section 1.1** provides that the contents of packages received through the package program are not subject to deductions relating to individual accounts of offenders.

Section 1.5 of this bill makes a conforming change relating to the revised order of priority for deductions made from the individual account of offenders and from the wages of offenders.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 209 of NRS is hereby amended by adding thereto the provisions set forth as sections 1.1 and 1.3 of this act.

Sec. 1.1. ***1. Except as otherwise provided in subsections 2 and 3, the Director shall establish and maintain a package program for offenders.***

2. The Director may prohibit an offender from participating in the package program if the offender is in:

(a) Disciplinary segregation; or

(b) Administrative segregation and the prohibition is necessary to ensure the safety of other offenders in administrative segregation.

3. The Medical Director may prohibit an offender from participating in the package program if:

(a) The offender is receiving medical care from the Medical Director; and

(b) The prohibition is necessary to ensure the health of the offender.

4. The contents of a package received by an offender participating in the package program are not subject to any deduction described in NRS 209.247.

5. As used in this section:

(a) "Administrative segregation" means the separation of an offender from the general population which is imposed by classification when the continued presence of the offender in the general population or protective segregation would pose a serious threat to life, property, self, staff, other offenders or to the security or orderly operation of the facility or institution.

(b) "Disciplinary segregation" means the separation of an offender from the general population for a specified period when an offender has committed a serious violation of the rules of a facility or an institution.

(c) "General population" means the status of offenders who are incarcerated and do not have a special status.

(d) "Package program" means a program which authorizes an offender to order at least one clothing package and one food package, respectively, per quarter.

(e) "Protective segregation" means the separation of an offender from the general population when the offender requests or requires protection from other offenders for reasons relating to health or safety.

Sec. 1.3. *1. The Department may adopt regulations necessary to carry out the provisions of NRS 209.247 and 209.463.*

2. Any regulations adopted pursuant to this section must be adopted in accordance with the provisions of chapter 233B of NRS.

Sec. 1.5. NRS 209.192 is hereby amended to read as follows:

209.192 1. There is hereby created in the State Treasury a Fund for New Construction of Facilities for Prison Industries as a capital projects fund. The Director shall deposit in the Fund the deductions made pursuant to ***subparagraph (3) of*** paragraph ~~[(c)]~~ ***(a)*** of subsection ~~[1]~~ ***3*** or ***subparagraph (2) of*** paragraph ~~[(b)]~~ ***(a)*** of subsection ~~[2]~~ ***4*** of NRS 209.463. The money in the Fund must only be expended:

(a) To house new industries or expand existing industries in the industrial program to provide additional employment of offenders;

(b) To relocate, expand, upgrade or modify an existing industry in the industrial program to enhance or improve operations or security or to provide additional employment or training of offenders;

(c) To purchase or lease equipment to be used for the training of offenders or in the operations of prison industries;

(d) To pay or fund the operations of prison industries, including, without limitation, paying the salaries of staff and wages of offenders if the cash balance in the Fund for Prison Industries is below the average monthly expenses for the operation of prison industries;

(e) To advertise and promote the goods produced and services provided by prison industries; or

(f) For any other purpose authorized by the Legislature.

2. Before money in the Fund may be expended:

(a) As described in paragraphs (b) to (e), inclusive, of subsection 1, the Director shall submit a proposal for the expenditure to the Committee on Industrial Programs and the State Board of Examiners.

(b) For construction, the Director shall submit a proposal for the expenditure to the State Board of Examiners.

3. Upon making a determination that the proposed expenditure is appropriate and necessary, the State Board of Examiners shall recommend to the Interim Finance Committee, or the Senate Standing Committee on Finance and the Assembly Standing Committee on Ways and Means when the Legislature is in general session, that the expenditure be approved. Upon approval of the appropriate committee or committees, the money may be so expended.

4. If any money in the Fund is used as described in paragraph (d) of subsection 1, the Director shall repay the amount used as soon as sufficient money is available in the Fund for Prison Industries.

5. The interest and income earned on the money in the Fund, after deducting any applicable charges, must be credited to the Fund.

6. As used in this section, "Fund" means Fund for New Construction of Facilities for Prison Industries.

Sec. 1.7. NRS 209.241 is hereby amended to read as follows:

209.241 1. The Director may accept money, including the net amount of any wages earned during the incarceration of an offender after any deductions made by the Director and valuables belonging to an offender at the time of his or her incarceration or afterward received by gift, inheritance or the like or earned during the

GEIGER 068: Def. Resp. Exh. 2 - 004

incarceration of an offender, and shall deposit the money in the Prisoners' Personal Property Fund, which is hereby created as a trust fund.

2. An offender shall deposit all money that the offender receives into his or her individual account in the Prisoners' Personal Property Fund.

3. The Director:

(a) Shall keep, or cause to be kept, a full and accurate account of the money and valuables, and shall submit reports to the Board relating to the money and valuables as may be required from time to time.

(b) May permit withdrawals for immediate expenditure by an offender for personal needs.

(c) May permit the distribution of money to a governmental entity for any applicable deduction authorized pursuant to NRS 209.247 or any other deduction authorized by law from any money deposited in the individual account of an offender from any source other than the offender's wages.

(d) ***Shall provide each offender with a monthly statement concerning the individual account of the offender.***

(e) Shall pay over to each offender upon his or her release any remaining balance in his or her individual account.

4. ***The monthly statement described in subsection 3:***

(a) Must include, without limitation:

(1) The balance of the individual account of the offender;

(2) An itemized list of each deduction made from the individual account of the offender, including, without limitation:

(I) The amount of the deduction;

(II) The date of the deduction; and

(III) The purpose of the deduction; and

(3) The balance of any debts owed by the offender to the Department, including, without limitation, the amount of restitution owed by the offender, if any; and

(b) Must be provided to the offender:

(1) Electronically, free of charge; or

(2) In writing, upon the request of the offender, and if so provided, the Department may not charge the offender a fee relating to the provision of the written statement for the first two requests per year.

5. The interest and income earned on the money in the Prisoners' Personal Property Fund, after deducting any applicable bank charges, must be credited each calendar quarter as follows:

(a) If an offender's share of the cost of administering the Prisoners' Personal Property Fund for the quarter is less than the amount of interest and income earned by the offender, the Director shall credit the individual account of the offender with an amount equal to the difference between the amount of interest and income earned by the offender and the offender's share of the cost of administering the Prisoners' Personal Property Fund.

(b) If an offender's share of the cost of administering the Prisoners' Personal Property Fund for the quarter is equal to or greater than the amount of interest and income earned by the offender, the Director shall credit the interest and income to the Offenders' Store Fund.

~~[5.]~~ ***6.*** An offender who does not deposit all money that the offender receives into his or her individual account in the Prisoners' Personal Property Fund as required in this section is guilty of a gross misdemeanor.

~~[6.]~~ ***7.*** A person who aids or encourages an offender not to deposit all money the offender receives into the individual account of the offender in the Prisoners' Personal Property Fund as required in this section is guilty of a gross misdemeanor.

~~[7.]~~ ***8.*** The Director may exempt an offender from the provisions of this section if the offender is:

(a) Confined in an institution outside this State pursuant to chapter 215A of NRS; or

(b) Assigned to the custody of the Division of Parole and Probation of the Department of Public Safety to:

(1) Serve a term of residential confinement pursuant to NRS 209.392, 209.3923, 209.3925 or 209.429; or

(2) Participate in a correctional program for reentry into the community pursuant to NRS 209.4887.

Sec. 1.9. NRS 209.247 is hereby amended to read as follows:

209.247 ***1.*** Except as otherwise provided in NRS 209.2475 ~~[,]~~ ***and subsection 4 of section 1.1 of this act and subject to the limitation set forth in subsection 2,*** the Director may make the ~~[following]~~ deductions ~~[, in the following order of priority,]~~ ***described in subsection 3*** from any money deposited in the individual account of an offender from any source other than the offender's wages . ~~[:~~

~~1.]~~ ***2. The Director may not deduct more than 25 percent of each deposit described in subsection 1.***

3. The Director may deduct:

(a) In the following order of priority:

GEIGER 068: Def. Resp. Exh. 2 - 006

(1) An amount the Director ~~[deems]~~ ***considers*** reasonable ~~[for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime created pursuant to NRS 217.260.~~

~~2.]~~ ***to meet an existing obligation of the offender for restitution to a victim of his or her crime;***

(2) An amount the Director considers reasonable to meet an existing obligation of the offender for the support of the offender's family ***;*** ~~[.~~

~~3.]~~ *(3)* An amount determined by the Director, with the approval of the Board, to offset the cost of maintaining the offender in the institution, as reflected in the budget of the Department ~~[. An]~~ ***, and any*** amount deducted pursuant to this ~~[subsection]~~ ***subparagraph*** may include, but is not limited to, an amount to offset the cost of participation by the offender pursuant to NRS 209.4231 to 209.4244, inclusive, in a therapeutic community or a program of aftercare, or both ***;*** ~~[.~~

~~4.]~~ *(4)* A deduction pursuant to NRS 209.246 ***;*** ~~[.~~

~~5.]~~ *(5)* An amount determined by the Director for deposit in a savings account for the offender, in which interest on the money deposited does not accrue, to be used for the payment of the expenses of the offender related to his or her release or, if the offender dies before his or her release, to defray expenses related to arrangements for the offender's ~~[funeral.~~

~~6.]~~ ***funeral;***

(6) An amount the Director deems reasonable for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime created pursuant to NRS 217.260;

(7) An amount the Director considers reasonable to ~~[meet an existing obligation of]~~ ***pay the balance of any fee imposed upon*** the offender for ~~[restitution to a victim of his or her crime.]~~ ***genetic marker analysis and included in the judgment entered against the offender pursuant to NRS 176.0915;***

~~[7.]~~ *(8)* An amount the Director considers reasonable to pay the balance of an administrative assessment included in the judgment entered against the offender for each crime for which the offender is incarcerated and the balance of an unpaid administrative assessment included in a judgment entered against the offender for a crime committed in this state for which the offender was previously convicted ~~[. An]~~ ***, and any*** amount deducted from a source other than the wages earned by the offender during his or her

incarceration, pursuant to this ~~[subsection,]~~ ***subparagraph,*** must be submitted:

~~[(a)]~~ ***(I)*** If the offender does not have an administrative assessment owing from a judgment entered for a crime previously committed in this state, to the court that entered the judgment against the offender for which he or she is incarcerated ~~[.~~

~~(b)]~~ ***; or***

(II) If the offender has an administrative assessment owing from a judgment entered for a crime previously committed in this state, to the court that first entered a judgment for which an administrative assessment is owing, until the balance owing has been paid ~~[.~~

~~8.]~~ ***; and***

(9) An amount the Director considers reasonable to pay the balance of a fine included in the judgment entered against the offender for each crime for which the offender is incarcerated and the balance of an unpaid fine included in a judgment entered against the offender for a crime committed in this state for which the offender was previously convicted ~~[. An]~~ ***, and any*** amount deducted from any source other than the wages earned by the offender during his or her incarceration, pursuant to this ~~[subsection,]~~ ***subparagraph,*** must be submitted:

~~[(a)]~~ ***(I)*** If the offender does not have a fine owing from a judgment entered for a crime previously committed in this state, to the court that entered the judgment against the offender for which he or she is incarcerated ~~[.~~

~~(b)]~~ ***; or***

(II) If the offender has a fine owing from a judgment entered for a crime previously committed in this state, to the court that first entered a judgment for which any fine or administrative assessment is owing, until the balance owing has been paid ~~[.~~

~~9. An amount the Director considers reasonable to pay the balance of any fee imposed upon the offender for genetic marker analysis and included in the judgment entered against the offender pursuant to NRS 176.0915.~~

~~→ The Director shall determine the priority of any]~~ ***; and***

(b) Any other deduction authorized by law from any source other than the wages earned by the offender during his or her incarceration ~~[.]~~ ***, the deduction of which must be made in an order of priority determined by the Director.***

Sec. 2. NRS 209.463 is hereby amended to read as follows:

209.463 ***1.*** Except as otherwise provided in NRS 209.2475, ***and subject to the limitation set forth in subsection 2,*** the Director

may make the [following] deductions [, in the following order of priority,] ***described in subsection 3 or 4, as applicable,*** from the wages earned by an offender from any source during the offender's incarceration . [:

—1.] ***2. The Director may not deduct more than 50 percent of the wages described in subsection 1 for each pay period of the offender.***

3. If the hourly wage of the offender is equal to or greater than the federal minimum wage [:] ***, the Director may deduct:***

(a) ***In the following order of priority:***

(1) An amount the Director [deems] ***considers*** reasonable [for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime.

—(b)] ***to meet an existing obligation of the offender for restitution to a victim of his or her crime;***

(2) An amount the Director considers reasonable to meet an existing obligation of the offender for the support of his or her family ***;***

(3) An amount determined by the Director, with the approval of the Board, for deposit in the State Treasury for credit to the Fund for New Construction of Facilities for Prison Industries, but only if the offender is employed through a program for prison industries ***;*** [.

—(d) An amount determined by the Director for deposit in the individual account of the offender in the Prisoners' Personal Property Fund.

—(e)] ***(4)*** An amount determined by the Director, with the approval of the Board, to offset the cost of maintaining the offender in the institution, as reflected in the budget of the Department [. An] ***, and any*** amount deducted pursuant to this [paragraph] ***subparagraph*** may include, but is not limited to, an amount to offset the cost of participation by the offender pursuant to NRS 209.4231 to 209.4244, inclusive, in a therapeutic community or a program of aftercare, or both ***;*** [.

—(f)] ***(5)*** A deduction pursuant to NRS 209.246 ***;*** [.

—(g)] ***(6) An amount determined by the Director for deposit in the individual account of the offender in the Prisoners' Personal Property Fund;***

(7) An amount determined by the Director for deposit in a savings account for the offender, in which interest on the money deposited does not accrue, to be used for the payment of the expenses of the offender related to his or her release or, if the offender dies before his or her release, to defray expenses related to arrangements for his or her funeral ***;*** [.

~~(h)~~ *(8)* An amount the Director considers reasonable ~~to meet an existing obligation of the offender for restitution to any victim of his or her crime.~~ ***for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime;***

~~(i)~~ *(9)* An amount the Director considers reasonable to pay the balance of any fee imposed upon the offender for genetic marker analysis and included in the judgment entered against the offender pursuant to NRS 176.0915 ~~.~~ ***;***

~~(j)~~ *(10)* An amount the Director considers reasonable to pay the balance of an administrative assessment included in the judgment entered against the offender for each crime for which the offender is incarcerated and the balance of an unpaid administrative assessment included in a judgment entered against the offender for a crime committed in this state for which the offender was previously convicted ~~. An~~ ***, and any*** amount deducted from the wages of the offender pursuant to this ~~paragraph~~ ***subparagraph*** must be submitted:

~~(1)~~ *(I)* If the offender does not have an administrative assessment owing from a judgment entered for a crime previously committed in this state, to the court that entered the judgment against the offender for which the offender is incarcerated ~~.~~

~~(2)~~ ***; or***

(II) If the offender has an administrative assessment owing from a judgment entered for a crime previously committed in this state, to the court that first entered a judgment for which an administrative assessment is owing, until the balance owing has been paid ~~.~~

~~(k)~~ ***; and***

(11) An amount the Director considers reasonable to pay the balance of a fine included in the judgment entered against the offender for each crime for which the offender is incarcerated and the balance of an unpaid fine included in a judgment entered against the offender for a crime committed in this state for which the offender was previously convicted ~~. An~~ ***, and any*** amount deducted from the wages of the offender pursuant to this ~~paragraph~~ ***subparagraph*** must be submitted:

~~(1)~~ *(I)* If the offender does not have a fine owing from a judgment entered for a crime previously committed in this state, to the court that entered the judgment against the offender for which the offender is incarcerated ~~.~~

~~(2)~~ ***; or***

(II) If the offender has a fine owing from a judgment entered for a crime previously committed in this state, to the court

that first entered a judgment for which a fine or administrative assessment is owing, until the balance owing has been paid ~~[.~~

~~The Director shall determine the priority of any]~~ ***; and***

(b) Any other deduction authorized by law from the wages earned by the offender from any source during the offender's incarceration ~~[.~~

~~2.]~~ ***, the deduction of which must be made in an order of priority determined by the Director.***

4. If the hourly wage of the offender is less than the federal minimum wage ~~[:]~~ ***, the Director may deduct:***

(a) ***In the following order of priority:***

(1) An amount the Director ~~[deems]~~ ***considers*** reasonable ~~[for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime.]~~ ***to meet an existing obligation of the offender for restitution to a victim of his or her crime;***

~~[(b)]~~ ***(2)*** An amount determined by the Director, with the approval of the Board, for deposit in the State Treasury for credit to the Fund for New Construction of Facilities for Prison Industries, but only if the offender is employed through a program for prison industries ***;*** ~~[.~~

~~(c) An amount determined by the Director for deposit in the individual account of the offender in the Prisoners' Personal Property Fund.~~

~~(d)]~~ ***(3)*** An amount determined by the Director, with the approval of the Board, to offset the cost of maintaining the offender in the institution, as reflected in the budget of the Department ~~[. An]~~ ***, and any*** amount deducted pursuant to this ~~[paragraph]~~ ***subparagraph*** may include, but is not limited to, an amount to offset the cost of participation by the offender pursuant to NRS 209.4231 to 209.4244, inclusive, in a therapeutic community or a program of aftercare, or both ***;*** ~~[.~~

~~(e)]~~ ***(4)*** A deduction pursuant to NRS 209.246 ***;*** ~~[.~~

~~(f) An amount the Director considers reasonable to pay the balance of any fee imposed upon the offender for genetic marker analysis and included in the judgment entered against the offender pursuant to NRS 176.0915.~~

~~(g)]~~ ***(5) An amount determined by the Director for deposit in the individual account of the offender in the Prisoners' Personal Property Fund;***

(6) An amount determined by the Director for deposit in a savings account for the offender, in which interest on the money deposited does not accrue, to be used for the payment of the expenses of the offender related to the offender's release or, if the

offender dies before the offender's release, to defray expenses related to arrangements for the offender's funeral ; [.]

(7) An amount the Director deems reasonable for deposit with the State Treasurer for credit to the Fund for the Compensation of Victims of Crime; and

(8) An amount the Director considers reasonable to pay the balance of any fee imposed upon the offender for genetic marker analysis and included in the judgment entered against the offender pursuant to NRS 176.0915; and

[~~The Director shall determine the priority of any~~]

(b) Any other deduction authorized by law from the wages earned by the offender from any source during the offender's incarceration [.] *, the deduction of which must be made in an order of priority determined by the Director.*

Sec. 2.5. NRS 233B.039 is hereby amended to read as follows:

233B.039 1. The following agencies are entirely exempted from the requirements of this chapter:

(a) The Governor.

(b) Except as otherwise provided in NRS 209.221 [.] *and section 1.3 of this act,* the Department of Corrections.

(c) The Nevada System of Higher Education.

(d) The Office of the Military.

(e) The Nevada Gaming Control Board.

(f) Except as otherwise provided in NRS 368A.140 and 463.765, the Nevada Gaming Commission.

(g) Except as otherwise provided in NRS 425.620, the Division of Welfare and Supportive Services of the Department of Health and Human Services.

(h) Except as otherwise provided in NRS 422.390, the Division of Health Care Financing and Policy of the Department of Health and Human Services.

(i) Except as otherwise provided in NRS 533.365, the Office of the State Engineer.

(j) The Division of Industrial Relations of the Department of Business and Industry acting to enforce the provisions of NRS 618.375.

(k) The Administrator of the Division of Industrial Relations of the Department of Business and Industry in establishing and adjusting the schedule of fees and charges for accident benefits pursuant to subsection 2 of NRS 616C.260.

(l) The Board to Review Claims in adopting resolutions to carry out its duties pursuant to NRS 445C.310.

(m) The Silver State Health Insurance Exchange.

(n) The Cannabis Compliance Board.

2. Except as otherwise provided in subsection 5 and NRS 391.323, the Department of Education, the Board of the Public Employees' Benefits Program and the Commission on Professional Standards in Education are subject to the provisions of this chapter for the purpose of adopting regulations but not with respect to any contested case.

3. The special provisions of:

(a) Chapter 612 of NRS for the adoption of an emergency regulation or the distribution of regulations by and the judicial review of decisions of the Employment Security Division of the Department of Employment, Training and Rehabilitation;

(b) Chapters 616A to 617, inclusive, of NRS for the determination of contested claims;

(c) Chapter 91 of NRS for the judicial review of decisions of the Administrator of the Securities Division of the Office of the Secretary of State; and

(d) NRS 90.800 for the use of summary orders in contested cases,

➥ prevail over the general provisions of this chapter.

4. The provisions of NRS 233B.122, 233B.124, 233B.125 and 233B.126 do not apply to the Department of Health and Human Services in the adjudication of contested cases involving the issuance of letters of approval for health facilities and agencies.

5. The provisions of this chapter do not apply to:

(a) Any order for immediate action, including, but not limited to, quarantine and the treatment or cleansing of infected or infested animals, objects or premises, made under the authority of the State Board of Agriculture, the State Board of Health, or any other agency of this State in the discharge of a responsibility for the preservation of human or animal health or for insect or pest control;

(b) An extraordinary regulation of the State Board of Pharmacy adopted pursuant to NRS 453.2184;

(c) A regulation adopted by the State Board of Education pursuant to NRS 388.255 or 394.1694;

(d) The judicial review of decisions of the Public Utilities Commission of Nevada;

(e) The adoption, amendment or repeal of policies by the Rehabilitation Division of the Department of Employment, Training and Rehabilitation pursuant to NRS 426.561 or 615.178;

(f) The adoption or amendment of a rule or regulation to be included in the State Plan for Services for Victims of Crime by the

Department of Health and Human Services pursuant to NRS 217.130;

(g) The adoption, amendment or repeal of rules governing the conduct of contests and exhibitions of unarmed combat by the Nevada Athletic Commission pursuant to NRS 467.075; or

(h) The adoption, amendment or repeal of regulations by the Director of the Department of Health and Human Services pursuant to NRS 447.335 to 447.350, inclusive.

6. The State Board of Parole Commissioners is subject to the provisions of this chapter for the purpose of adopting regulations but not with respect to any contested case.

Sec. 3. This act becomes effective on July 1, 2021.

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GEIGER 068: Def. Resp. Exh. 2 - 014

MICHAEL JOSEPH GEIGER #76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

RECD & FILED
2021 OCT 26 PM 3:35
AUDREY HOWLATT
CLERK
BY _____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER

V.

STATE OF NEVADA, EX. REL, NDOC ET. AL
RESPONDANT.

CASE NO: 21 OC 00068 1B
DEPT NO: 2

MOTION IN OPPOSITION TO MOTION FOR EXTENSION OF TIME

PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE, HEREBY MOVES THIS HONORABLE COURT TO OPPOSE THE AGO'S REQUEST FOR EXTENSION OF TIME TO FILE OPPOSITION TO PLAINTIFF'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC'S INMATE BANKING. FOR THE FOLLOWING:

THIS MOTION IS BASED UPON THE FACT THAT THE WRIT OF MANDAMUS WAS NOT RESPONDED TO WITHIN THE TIME FRAMES ORDER BY THE COURT ON SEPTEMBER 09, 2021. THE AGO HAD 45 (FORTY FIVE) DAYS AND HAS NOT DONE SO. NOW ASKS THE COURT TO FILE A OPPOSITION TO SOME INCLUDED MOTIONS ATTACHED TO THE MANDAMUS WITHOUT FIRST GIVING AN OPPOSITION TO THE MANDAMUS, OR ASKING FOR ADDITIONAL

TIME TO RESPOND TO IT FIRST. INSTEAD, SKIPS TO THIS STEP OF ACTION.

THIS MOTION IS BASED UPON THE FOLLOWING PAPERS, ORDERS AND PLEADINGS ON FILE HEREIN, THE FOLLOWING POINTS AND AUTHORITIES, AND ANY ARGUMENT THE COURT MAY DECIDE TO ENTERTAIN AT THE TIME OF ANY HEARING THE COURT MAY HOLD ON THIS MOTION.

MEMORANDUM OF POINTS AND AUTHORITIES

1. WHILE IT IS TRUE THAT EXCUSABLE NEGLECT MAY EXCUSE A PARTY WHO INADVERTANTLY HAS GONE BEYOND THE TIME TO ANSWER A PLEADING CAN REQUEST OF THE COURT TO EXTEND THE TIME TO ANSWER SUCH PLEADING IF THEY MEET THAT BURDEN.

A. THIS MOTION DOES NOT HAVE AN AFFIDAVIT ATTACHED.

B. WHENEVER ANYTHING IS FILED IN THE COURT THERE MUST BE A CERTIFICATE OF SERVICE ATTACHED TO THE MOTION. IN THIS CASE THE PETITIONER IS A PRISONER AND MUST MAIL ALL LEGAL MAIL BY BRASS SLIP, AND THE LAW LIBRARY SUPERVISOR MUST SIGN THE BRASS SLIP. THEREFORE, IT IS RECORDED THAT THIS MAIL WAS MAILED OUT TO THE AGO'S OFFICE. THEY RECEIVED IT.

C. THE COURT ASSIGNED HEATHER PROCTOR SENIOR DEPUTY ATTORNEY GENERAL TO ANSWER. PLAINTIFF MAILED HIS DOCUMENTS TO HER OFFICE THAT ARE IN QUESTION. JUST LIKE THE COURT MAILED THE ORIGINAL WRIT OF MANDAMUS/EXECUTION/PROHIBITION AS WELL. THEREFORE, THE ATTORNEY GENERALS OFFICE WAS MADE AWARE OF ALL FILINGS. IF THEY DID NOT KNOW THIS, THEN HOW DID THEY E-MAIL THE COURT CLERK TO GET A COPY OF THE MOTION THEY DID NOT KNOW EXISTED?? THEY DON'T SAY!

D. WHILE IT IS TRUE THAT JOHN C. DORAME WAS A NEWLY ASSIGNED DEPUTY ATTORNEY GENERAL IN THIS CASE, IT DOES NOT EXCUSE THE OFFICE OF THE ATTORNEY GENERALS OFFICE TO NEGLECT ITS DUTY TO PERFORM THE DAY TO DAY TASKS OF ANSWERING OR THE FILING OF PLEADINGS ORDERED BY THE COURT. THIS DOES NOT STOP. IT IS NOT THE PLAINTIFF'S DUTY, OR THE COURTS DUTY TO REMIND THE OFFICE OF THE ATTORNEY GENERAL TO ANSWER THE PLEADINGS FILED WITHIN ITS COURT. THEREFORE, IT IS NOT EXCUSABLE NEGLECT AS THIS AG HAS STATED IN ITS PLEADING THAT CAN BE OVERLOOKED. THESE PLEADINGS WERE GIVEN TO THEM. IN FACT HEATHER PROCTOR KNEW OF THESE FILINGS BECAUSE THE COURT PERSONALLY SERVED HER THE ORIGINAL PLEADINGS.

E. THE ORIGINAL WRIT OF MANDAMUS HAS NOT BEEN ANSWERED AS THE COURT DEMANDED UPON THE ATTORNEY GENERALS OFFICE. NOW, THE ATTRNEY GENERAL'S OFFICE WANTS AN EXTENSION OF TIME FOR A MOTION THAT IS ATTACHED TO THIS PLEADING WITHOUT ANSWERING IT FIRST. OR REQUESTING WITHIN 30 (THIRTY) DAYS AN EXTENSION OF TIME TO ANSWER IT. THEY WANT TO SKIP TO A STEP THEY HAVE SEEMED TO OVERLOOK AS WELL. WILL THEY SAY THEY NEVER RECEIVED THESE DOCUMENTS?? THAT THEY HAVE EXCUSABLE NEGLECT FOR THIS? NOW THERE IS A TELEPHONIC CONFERENCE ON THIS ISSUE OF NON-RESPONSE BY THE AG'S OFFICE ON OCTOBER 26th, 2021.

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F. EVEN THE ATTORNEY GENERAL HAS ADMITTED TO OVERLOOKING PETITIONERS MOTION KNOWING THEY HAD 14 DAYS, PLUS 3 DAYS FOR MAILING HAS EXPIRED AFTER SERVICE OF MOTION TO ANSWER IT. THEY DON'T SAY THEY DID NOT KNOW THAT THE MOTION WAS [redacted] IN THEIR POSSESSION. INSTEAD, SAY IT WAS IN THEIR POSSESSION. WHY DID THE AG'S OFFICE NEGLECT TO MOVE ON THIS PLEADING? (SEE MOTION PAGE 2 LINES 14-23) THEY JUST SAY THAT HE HAD BEEN NEWLY ASSIGNED. THAT IS WHAT THE A.G.'S OFFICE USES AS THEIR EXCUSE TO DELAY, HINDER PROCEEDINGS? CAST BLAME ON CIRCUMSTANCE? THIS IS NOT EXCUSABLE NEGLECT? THIS IS BLATANT DISREGARD TO THE RIGHTS TO LITIGATE A CASE WITHIN A REASONABLE AND SPEEDY/REDEMY AT LAW. TO DELAY THE PROCEEDINGS.

G. IT IS WELL ESTABLISHED IN LAW THAT FAILURE TO RESPOND TO A PLEADING WITHIN THE TIMEFRAME ASSIGNED BY THE COURT IS AN ADMISSION TO THAT PLEADING. THEREFORE, SINCE THE WRIT OF MANDAMUS HAS NOT BEEN ANSWERED, OR OBJECTED TO, THIS ALSO MEANS THE PLEADINGS ATTACHED THERETO CANNOT RECEIVE AN OBJECTION TO THEM AS WELL. SINCE FAILURE TO OBJECT TO THE CORE OF THE PROCEEDINGS HAS OCCURED.

H. WHAT COULD POSSIBLY BE THE OBJECTION OF THE STATE? DID THEY NOT SAY IN A MEMO THAT REQUIRED REVERSALS BEFORE JUNE 30, 2021 WERE TO BE COMPLETED BY AUGUST 31, 2021? THIS DID NOT OCCUR AND NOW THEY OBJECT TO AN OBVIOUS DISOBEDIENCE TO SB-22 THAT REQUIRED THEM TO RETURN MONEY RETROACTIVELY TO THE DAY OF ITS PASSING, BY A DEMAND UPON THEM TO PRODUCE DOCUMENTATION TO THE COURT THAT THEY HAVE DONE SO OR NOT??

ARE THEY GOING TO PROVE THAT SUCH OCCURANCE TOOK PLACE BY BRING-
ING FORTH DOCUMENTATION? THAT MEANS THEY WOULD THEN
AGREE WITH THIS PETITIONER THAT SUCH PROOF IS REQUIRED IN
ORDER TO ASSESS WHETHER THE DOC FOLLOWED THE LAW IN THIS
REGARD AS REQUESTED BY HIM. IT IS ALSO WELL KNOWN IN CASE
LAW THAT IF THE PETITIONER OR THE RESPONDANT CANNOT WIN
IN THEIR ARGUMENT, OR SHOW THAT TO BE THE CASE IN THEIR
REQUEST OF ENLARGEMENT OF TIME BY AFFIDAVIT, THAT THEY NEED
THIS TIME TO FILE BECAUSE THIS ISSUE HAS THESE ISSUES THAT NEED
A HEARING ON. THE REQUEST IS JUST EVIDENCE FOR DELAYING OR
HINDERING THE PROCEEDINGS. THE COURT CANNOT ALLOW THE PARTY
DOING SO TO PROCEED UNDER "COLOR OF LAW" OR THE GUISE OF BASING
IT ON LAW TO BLATANTLY DISREGARD THE PROCESS OF THE COURT,
OR ITS RULES, AND THEN BE ALLOWED TO MOVE FORWARD. DOING SUCH.
IT SHOULD BE OBVIOUS THAT THE ATTORNEY GENERAL'S OFFICE IS BLATANTLY
DISREGARDING ALL DOCUMENTS ON FILE HEREIN.

II. LEGAL ARGUMENT

NRCP 6(b)(1)(B)(ii) DOES NOT PROVIDE

1. SEEKING ENLARGEMENT OF TIME JUST BASED UPON EXCUSABLE
NEGLECT. THE AGO MUST DEMONSTRATE!

A): IT ACTED IN GOOD FAITH,

B): IT ACTED IN DUE DILIGENCE IN EXERCISING SUCH.

C): THERE IS A REASONABLE BASIS FOR NOT COMPLYING
WITHIN THE SPECIFIED TIME

E): THE NONMOVING PARTY WILL NOT SUFFER PREJUDICE.

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IT SHOULD BE NOTED TO THE COURT THAT DUE DILIGENCE WAS NOT MET IN RESPONDING TO THE ORIGINAL FILING OF THE WRIT OF MANDAMUS / EXECUTION / PROHIBITION. THE A.G. HAD 45 (FORTY FIVE) DAYS TO ANSWER AND RESPOND WITH AN OPPOSITION AND CHOSE TO DISREGARD THE ORDER OF THE COURT. WHY WOULD AN ALLOWANCE BE GIVEN TO THE A.G. TO RESPOND TO AN ATTACHED MOTION TO THESE ORIGINAL FILINGS? THEIR MOTION SHOULD BE DENIED BECAUSE THIS DID NOT HAPPEN ONCE BUT ON TWO SEPERATE OCCASIONS. THEREFORE DUE DILIGENCE WAS NOT EXERCISED AS THEY CLAIM.

JUST BECAUSE AN E-MAIL WAS SENT TO THE COURT (SEE A.G. EXHIBIT 1) DOES NOT MEAN THEY DID NOT RECEIVE THIS MOTION. ARE THEY CLAIMING THE PETITIONER IS LYING IN HIS CERTIFICATE OF SERVICE? THAT THE COURT DID NOT SEND THE ORIGINAL FILING OF PETITIONERS WRIT OF MANDAMUS? OR MAYBE THE POST OFFICE DID NOT DELIVER THE DOCUMENTS? MAYBE SOMEONE IN THE A.G.'s OFFICE, PERHAPS THE SECRETARY, OVERLOOKED THESE DOCUMENTS? ALL KINDS OF QUESTIONS CAN BE ASSUMED, BUT REASON COMES CRASHING DOWN WHICH PURSUADES US TO CONCLUDE THAT DISREGARD TO PETITIONERS FILINGS WERE EXERCISED AND NOT DUE DILIGENCE. THEREFORE THE COURT MUST DENY THEIR MOTION FOR EXTENSION OF TIME.

THERE IS ALSO NO REASONABLE BASIS FOR NON-COMPLIANCE TO THE COURT'S ORDER TO ANSWER THE ORIGINAL FILING OF THE PETITIONER'S WRIT AND MOTIONS WITHIN THE TIMEFRAMES PRESCRIBED BY THE COURT. THE A.G.'s OFFICE RECEIVED THE ORIGINAL WRIT AND SHOULD HAVE HAD AN EXPECTANCY THAT

OTHER FILINGS WERE OR MIGHT BE FORTHCOMING. WHICH IS TYPICAL IN ANY LITIGATION.

THERE SHOULD BE NO LENIANCY TO THE A.G.'S OFFICE JUST BECAUSE THEY ARE THE A.G.'S OFFICE. THEY HAVE NO EXCUSE TO RECEIVING DOCUMENTS AND THEN DISREGARDING THEM BECAUSE THE LITIGATION IS NOT WITHIN THE NORMAL CIVIL CHANNEL, NAMELY A CIVIL LAWSUIT. OR THEY CONSIDER THIS FRIVOLOUS IN NATURE OR THE CLAIMS ARE OUTSIDE OF THE NORMAL SCOPE OF THE COURT. THE A.G.'S OFFICE SHOULD BE READY TO LITIGATE ANY MATTER PRESENTED TO THE COURT. THEY HAVE ATTORNEY'S AT THEIR DISPOSAL FOR EVERY KIND OF LITIGATION. THEREFORE, THERE IS NO EXCUSABLE REASON TO OVERLOOKED OR DISREGARDED FILINGS WITHIN THIS OFFICE.

FINALLY, JUST BECAUSE THERE IS NO PREJUDICE TO PETITIONER'S LITIGATION DOES NOT MEAN THE A.G.'S OFFICE SHOULD BE ALLOWED TO HAVE OPPORTUNITY TO REPLY TO PETITIONER'S MOTIONS BEFORE THIS COURT.

III. CONCLUSION:

BASED UPON THE ABOVE, DEFENDANTS SHOULD NOT BE ALLOWED TO HAVE AN EXTENSION OF TIME TO OPPOSE THE MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND AUDIT TO INMATE BANKING.

DATED THIS 22ND DAY OF OCTOBER, 2021.

BY:

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
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2021 OCT 26 AM 11:45
AUBREY ROWATT
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BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING

Respondent State of Nevada, Ex rel., NDOC, et al. (Respondent or NDOC) by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame, Deputy Attorney General, hereby submits this Opposition to Petitioner Michael Joseph Geiger's (Petitioner) Motion for Disclosure of Account Statements. This Opposition is based on the following Memorandum of Points and Authorities and all paper and pleadings on file in this matter.

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Petitioner is an inmate in the lawful custody of the Nevada Department of Corrections (NDOC) housed at Lovelock Correctional Center (LCC). Petitioner submited a Petition for a Writ of Mandamus pursuant to Nevada Revised Statute (NRS) 34.150 and 160, requesting this Court

mandate Respondent to comply with the law as prescribed by NRS 21.105(1) subsection (n) and the newly passed Senate Bill 22 (SB22). (*See* Writ of Mandamus at 1:14-17).

Petitioner alleged therein that NDOC withheld funds from two (2) economic impact checks which were deposited in Petitioner's inamate trust account by the Department of the Treasury. (*See* Writ of Mandamus at 2:2-12). Petitioner further alleged that the withholding of these funds was prohibited by NRS 21.105 and that NDOC refuses to refund the withheld sums. (*See* Writ of Mandamus at 2:13-18). Finally, Petitioner alleged that SB22, which had an effective date of July 1, 2021 also precluded the withholding of these funds and that NDOC improperly refused to apply this bill retroactively. As such, Petitioner requested this Court mandate that NDOC refund the withheld amounts.

Now Petitioner brings forth the instant Motion for Disclosure of Account Statements (Motion) in which he requests this Court order Respondent to produce account statements encompassing August to September, 2021. (*See* Motion at 2:8). Thus, Petitioner seeks early discovery and/or an order compelling Respondents to engage in early discovery. However, as will be shown below, Petitioner's Motion is imporpoer for a variety of reasons.

First, pursuant to Nevada Rule of Civil Procedure (NRCP) 26(a), discovery cannot commence unless certain requirements have been met by the party seeking the discovery, and after certain events have transpired, none of which have been complied with here. Second, to the extent PetitioNer's Motion seeks to compel the production of documents, Petitioner's Motion is improper as the Nevada Supreme Court has stated that such a Motion is only proper as an enforcement mechanism to compel a party to comply with a standing discovery request. No such request has been propounded by Petitioner. Finally, Petitioner's Motion is moot as the documents he seeks to compel the production of have in fact, already been provided by Respondent, which were attached to Respondent's Response to Petition for a Writ of Mandamus.

For these reasons, Respondent respectfully requests this Honorable Court deny Petitioner's Motion in its entirety.

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II. LEGAL ARGUMENT

A. Petitioner's Motion is Procedurally Defective and is an Improper Request for Early Discovery.

NRCP 26(a)[1] controls the timing of discovery and provides:

> At any time after the filing of a joint case conference report, or not sooner than 14 days after a party has filed a separate case conference report, or upon order by the court or discovery commissioner, *any party who has complied with Rule 16.1(a)(1), 16.2, or 16.205* may obtain discovery by any means permitted by these rules.

(emphasis added).

"NRCP 26(a) allows a party to obtain additional discovery, by depositions and production of documents and things, after the party has complied with Rule 16.1 and after the filing of the case conference report pursuant to Rule 16.1(c) or the entry of an order waiving compliance with Rule 16.1(c)." *Mays v. Eighth Jud. Dist. Ct. of State of Nev. In & For Cty. of Clark*, 105 Nev. 60, 62, 768 P.2d 877, 878 (1989).

Here there has been no complaint or answer filed in this matter. Similarly, the required early case conference has not been held and the parties have not filed a case conference report. As a result, discovery has not commenced in this matter and is expressly precluded by the text of NRCP 26(a). Indeed, the filing of the case conference report cannot occur until the parties have held the required early case conference, which "must be held within 30 days after service of an answer by the first answering defendant." *See* NRCP 16.1(b)(2)(A).[2] Even if this Court were to permit Petitioner to conduct early discovery, Petitioner's request is still improper as he has not complied with NRCP 16.1(a)(1), 16.2 or 205. As such, Petitioner's request is not only procedurally improper but premature.

In any event, NRCP 16 (f) "allows the district court to waive the requirements of Rule 16.1 '[i]n a potentially difficult or protracted action that may involve complex issues, multiple parties, difficult legal questions, or unusual proof problems....' " *Mays*, 105 Nev. at 62, 768 P.2d at 878.

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[1] Petitioner asserts that NRCP 16 provides the authority for his premature discovery request. (*See* Motion at 1:25-2:1). This is incorrect as NRCP 26 controls both the timing and scope of allowable discovery. *See* NRCP 26(a);(b). NRCP 16 is not applicable here as that rule addresses pre-trial conferences and scheduling orders.

[2] *See also Mays,* 105 Nev. at 62, 768 P.2d at 878 (outlining requirements for mandatory meet and confer, initial disclosures, filing of case conference report, and commencement of discovery).

However, the instant matter presents no such complex issues or difficult legal questions. This matter is not of the type of case that courts would deem complex for purposes of waiving the requirements of NRCP 16.1.

Thus, Petitioner is not entitled to unilaterally commence discovery and his request should be denied.

B. Petitioner' Motion is Procedurally Defective as an Improper Motion to Compel.

Petitioner's request that this Court order Respondent to produce account statements is properly characterized as a motion to compel. This being the case, it is improper and Petitioner is not entitled to the relief he seeks.

The Nevada Supreme Court has made it clear that "[a] motion to compel discovery is an enforcement mechanism used when someone fails to comply with a discovery request." *Okada v. Eighth Jud. Dist. Ct. in & for Cty. of Clark*, 134 Nev. 6, 12, 408 P.3d 566, 571 (2018)(citing NRCP 37). The Court has also noted "a motion to compel discovery is not a separate, independent 'request' for information but rather is an application to the court for an order compelling cooperation with a preexisting 'request.' " *Id.*

Here, Petitioner has not propounded any discovery requests on Respondent. As such, his improper attempt to substitute a motion to compel in place of a discovery request, should be rejected. *See id* (rejecting party's characterization of a motion to compel discovery as a "request ... to obtain any information or data").

C. Petitioner' Motion Should Be Denied as Moot.

"The question of mootness is one of justiciability." *Personhood Nevada v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010). The Nevada Supreme Court has held "the duty of every judicial tribunal is to decide actual controversies by a judgment which can be carried into effect, and not to give opinions upon moot questions or abstract propositions, or to declare principles of law which cannot affect the matter in issue before it." *Nat'l Collegiate Athletic Ass'n v. Univ. of Nevada, Reno.*, 97 Nev. 56, 57, 624 P.2d 10, 10 (1981); *Bristol*, supra, 126 Nev. at 602, 245 P.3d at 574 ("[t]his court's duty is not to render advisory opinions but, rather, to resolve actual controversies by an enforceable judgment")(citation omitted).

Here, there is no issue for this Court to determine as the documents Petitioner seeks to compel the production of have already been made available to him in this litigation. These exact same documents for the exact same time period Petitioner requests were attached to Respondent's Response to Petition for a Writ of Mandamus, as **Exhibit 1,** which was recently filed with this Court and served on Petitioner. As such, the instant Motion is moot and should be denied on that ground.

III. CONCLUSION

Based on the foregoing, Respondent respectfully requests this honorable Court deny the instant Motion in its entirety.

DATED this 26th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

AFFIRMATION

(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

DATED this 26th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 26th day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

Roberta W. Bliss

An employee of the
Office of the Attorney General

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
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Attorneys for Defendants

FILED
2021 OCT 26 AM 11:45
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BY DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

REQUEST FOR SUBMISSION

Respondent State of Nevada, Ex rel., NDOC, et al. (Respondent or NDOC) by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame, Deputy Attorney General, hereby requests submission of Respondent's Motion for Extension of Time to File Opposition to Petitioner's Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking for the Court's consideration.

DATED this 26th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

AFFIRMATION

(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

DATED this 26th day of October, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 26th day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **REQUEST FOR SUBMISSION**, to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

An employee of the
Office of the Attorney General

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
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100 N. Carson Street
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Attorneys for Petitioner

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2021 OCT 27 PM 2:22
AUDREY ROWLATT
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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

~~PROPOSED~~ ORDER DENYING PETITIONER'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS

Having reviewed Petitioner's Michael Joseph Geiger's Motion for Disclosure of Account Statements, the Court finds that pursuant to Nevada Rule of Civil Procedure (NRCP) 26(a), Petitioner's request for early discovery is improper and premature as discovery has not commenced in this matter and is precluded by NRCP 26(a). The Court notes there has been no complaint or answer filed in this matter, the required early case conference has not yet taken place and no case conference report has been filed. The Court further finds that Petitioner is not entitled to early discovery as he has not complied with NRCP 16.1(a)(1), 16.2 or 205.

The Court further finds that Petitioner's Motion, which requests this Court order Respondent to produce documents is in reality a motion to[1]compel, which "is an enforcement mechanism

used when someone fails to comply with a discovery request." *Okada v. Eighth Jud. Dist. Ct. in & for Cty. of Clark*, 134 Nev. 6, 12, 408 P.3d 566, 571 (2018)(citing NRCP 37). The Court notes there is no pending discovery request.

The Court further finds that there is no issue for this Court to determine as the documents Petitioner seeks to compel the production of have already been made available to him in this litigation. The Court notes that the documents Petitioner requests were attached to Respondent's Response to Petition for a Writ of Mandamus, recently filed with this Court and served on Petitioner, as **Exhibit 1**. As such, the instant Motion is moot.

Based thereon, the Court DENIES Petitioner's Motion. Respondent shall serve notice of the entry of order within seven days from date of receipt of this Order.

GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 27 day of October 2021.

James Wilson
DISTRICT COURT JUDGE

October 26, 2021
Submitted by:

AARON D. FORD
Attorney General

By _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
Public Safety Division
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Respondent

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 26th day of October, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **PROPOSED ORDER DENYING PETITIONER'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

Roberta W. Bloom

An employee of the
Office of the Attorney General

MICHAEL JOSEPH GEIGER #76906
12000 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER
V.
STATE OF NEVADA; EX REL; NDOC ET. AL.
RESPONDANT

CASE NO: 21 OC 00068 1B

REPLY TO OPPOSITION TO WRIT OF MANDAMUS

COMES NOW, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO SUBMIT HIS REPLY TO OPPOSITION TO WRIT OF MANDAMUS. THIS REPLY IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES, AND ALL PAPERS AND PLEADINGS ON FILE IN THIS MATTER.

MEMORANDUM OF POINTS AND AUTHORITIES

1. SB-22 IS DEMANDED TO BE FOLLOWED. NDOC IS NOT IN COMPLETE COMPLIANCE TO ITS REQUIRED REVERSALS IT STATES IN ITS MEMO. (ON FILE WITH THE COURT.)

2. NRS 21.105 (1) SUBSECTION (N) IS A DEMAND TO ALL BANKING AGENCIES (INCLUSIVE OF NDOC INMATE BANKING) TO MAKE EXEMPTIONS TO ACCOUNTS THAT WOULD ATTACH LIABILITIES TO IT, TO LEVY IT, TO MAKE SEIZURES BY OR UNDER ANY LEGAL OR EQUITABLE PROCESS

WHATSOEVER. EITHER BEFORE OR AFTER RECEIPT BY THE BENEFICIARY. THE LANGUAGE IS SPECIFIC BECAUSE IT STATES "MUST REMAIN ACCESSIBLE TO THE JUDGMENT/DEBTOR."

II LEGAL THEORY: BY THE STATE'S ANSWER.

1. THE STATE STATES THE FOLLOWING ARGUMENTS FOR ITS REQUEST TO DISMISS THE WRIT OF MANDAMUS. WHICH IS INCORRECT

A. THAT THE NRS STATUTE IS A DISCRETIONARY ACT. THEREFORE A MANDAMUS WILL NOT LIE TO CONTROL DISCRETIONARY ACTION UNLESS DISCRETION IS MANIFESTLY ABUSED OR CAPRICIOUSLY. (SEE PAGES NOTE 6: PAGE 6.)

B. PETITION FOR A WRIT OF MANDAMUS WILL ONLY BE GRANTED WHEN THE PETITIONER HAS A CLEAR RIGHT TO THE RELIEF REQUESTED AND HAS NO PLAIN, SPEEDY AND ADEQUATE REMEDY IN THE COURSE OF LAW. PETITIONER HAS NOT DEMONSTRATED THE NECESSITY FOR THE COURT'S INTERVENTION.

C. THE STATE HAS ARGUED THAT PETITIONER ESSENTIALLY ALLEGED CONSTITUTIONAL RIGHTS VIOLATIONS AND HIS RIGHT TO ARGUE THAT IS FOUND ON THE ORDINARY COURSE OF LAW BY WAY OF A LAWSUIT. DUE TO AN ILLEGAL CONFISCATION OF HIS PERSONAL PROPERTY IS ESSENTIALLY HIS CLAIM.

D. THAT THE FACT THAT DUE AN INMATE HAS A TRUST ACCOUNT THE NRS DOES NOT APPLY BECAUSE IT IS NOT A PERSONAL BANK ACCOUNT THAT PETITIONER MAINTAINS WITH A SEPERATE FINANCIAL INSTITUTION. ALSO, RESPONDENT IS NOT A FINANCIAL INSTITUTION AND IS NOT CHARGED WITH DETERMINING WHETHER MONIES ARE OR ARE NOT

EXEMPT FROM EXECUTION.

E. THE STATE ASSUMES THAT PETITIONER'S USE OF THE WORD RETROACTIVE, MEANING THAT INSTEAD OF APPLYING THE LAW TO ITS PASSING DATE, TO SOMETHING THAT WOULD APPLY BEFORE THAT DATE IN ITS ARGUMENT. ATTACKING THAT PETITIONER IS ARGUING FOR MONIES TO BE RETURNED GOING BACK TO DECEMBER 2020. WHICH IS FLAWED. THAT SB 22 SHOULD BE APPLIED BEFORE ITS PASSING. NOT PETITIONER'S ARGUMENT.

AS PETITIONER WILL DISCLOSE HERE THAT THE STATE IS FLAWED IN ITS RESPONSE TO THIS WRIT. THE COURT SHOULD MOVE FORWARD WITH THIS WRIT AND DEMAND UPON THE STATE ENTITY TO APPLY THE LAW COMPLETELY AND ADEQUATELY AS NRS 34.1 TO STATES IS THE ONLY AVENUE TO MAKE THE STATE COMPLY TO THE LAW THEY ARE ENTRUSTED TO FOLLOW BY A COURT ACTION. THEY REFUSE TO COMPLY TO.

III LEGAL ARGUMENT.

I. REBUTTAL TO THE STATES ANSWER.

A. THE NRS STATUTES ARE A MANDATE FOR ALL STATE ENTITIES TO CARRY OUT AS PRESCRIBED BY THESE LAWS. IF THEY DO NOT CARRY OUT THEIR DUTY TO COMPLY TO SUCH LAWS THEN THE ONLY AVENUE IS A WRIT OF MANDAMUS TO COMPEL THEM TO DO SO BY A COURT ORDER. THERE IS NO ORDINARY COURSE OF LAW TO REMEDY THIS EXCEPT A WRIT OF MANDAMUS, BECAUSE A STATE ENTITY MUST COMPLY TO THE LAW AND ONLY THE COURT CAN FORCE THEIR COMPLIANCE. NOT A LAWSUIT! CIVIL TORT ACTION!

2. FLAWED INTERPRETATION OF THE STATUTES.

A. NRS 21.105 COVERS A WIDE AMOUNT OF GOVERNMENT BENEFITS.

1. VETERANS BENEFITS

2. FEMA

3. ARMED FORCES ETC...

ARE ~~WE~~ TO SAY THAT THESE BENEFITS ARE NOT EXEMPT AND DEDUCTIONS, LEVIES, GARNISHMENTS ARE ADEQUATE FOR THE NDOC TO MAKE. WHAT ABOUT OWING DEPARTMENT CHARGES, COURT FEES ETC...??

THE STATE'S RESPONSE NEVER SHOWS ANY CASE LAW THAT PROVES THEIR INTERPRETATIONS ARE CORRECT.

1. THAT AN INMATES TRUST ACCOUNT IS NOT A PERSONAL ACCOUNT. IT IS IN FACT THE ONLY MEANS FOR AN INMATE TO RECEIVE MONEY AND TO HAVE IT AVAILABLE TO SPEND IT ON THE "STORE SYSTEM". JUST AS A BANK WOULD MAKE FUNDS AVAILABLE TO ANYONE OUT IN THE REAL WORLD ON DEBIT CARD OR CHECK, OR DEPOSITS OF REAL MONEY.

2. THAT THE NRS STATUTE IS REFERRING TO PEOPLE IN THE REAL WORLD AND NOT IN PRISON IS FLAWED. OR THAT IN FACT A SEPERATE FINANCIAL INSTITUTION IS REFERRED TO IN THIS STATUTE. OR THAT THE RESPONDENT HAS TO BE A PRIVATE FINANCIAL INSTITUTION IN ORDER FOR THIS STATUTE TO APPLY. NEITHER OF THESE ARE CORRECT. IT STATES THAT IF A U.S. DEPARTMENT OF TREASURY CHECK IS DEPOSITED INTO A "BANK" ACCOUNT IT IS EXEMPT FROM TAXATION, SHALL BE EXEMPT FROM THE CLAIM OF CREDITORS, AND SHALL NOT BE LIABLE TO ATTACHMENTS, LEVY, SEIZURES BY OR UNDER ANY LEGAL OR EQUITABLE PROCESS WHATEVER. INCLUDING COURT JUDGMENTS TO PAY COSTS TO IT, OR FEES. THIS IS THE CASE AND NDOC VIOLATED A DIRECT MANDATE NOT TO DO SO.

HOW DO WE KNOW IF THIS STATUTE STATES THIS??

A. A WRIT OF EXECUTION, GARNISHMENT IS A LEGAL OR EQUITABLE PROCESS TO MAKE A PERSON WHO OWES MONEY TO PAY IT. THIS IS ALSO INCLUSIVE OF COURT JUDGMENTS, FEES THAT DEMAND UPON THE NDOC TO REMOVE FUNDS FROM AN INMATES ACCOUNTS, SINCE THIS IS ALSO A LEGAL PROCESS MAKING A CIVIL DEBT OWED.

THE STATE RESPONSE IS FLAWED BECAUSE

1. THE REASON DESCRIBING THE WRIT OF EXECUTION IN THE NRS STATUTE IS MENTIONED IS TO DEMONSTRATE NO LEGAL OR EQUITABLE PROCESS CAN COME TO TAKE THIS MONEY AWAY EVEN IF A DEBT IS OUTSTANDING.

2. THAT IF A BANK DETERMINES THAT THIS EXEMPTION EXISTS THEY CANNOT BE MADE LIABLE TO THE PERSON OWED THE MONEY. SINCE THE LAW GIVES TO THEM IMMUNITY TO NOT TO COMPLY TO THEIR DEMAND. IT DOES NOT SAY THE ACCOUNT HOLDER HAS NO AVENUE OF RECOURSE TO PURSUE THE BANK WHO DOES THE OPPOSITE OF WHAT THE LAW SAYS. NOWHERE DOES IT STATE THIS.

3. THAT ONLY WRITS OF EXECUTIONS, GARNISHMENTS ~~THEY~~ ARE THE ONLY EXCEPTION TO GARNISHMENTS. SINCE THIS IS NOT THE CASE THE RESPONDENTS COULD REMOVE MONEY WITHOUT THESE IN PLACE, BECAUSE THE PETITIONER OWED LEGITIMATE COURT FEES, DEPARTMENT CHARGES, OR WHATEVER NDOC DEEMED AS FIT FOR [redacted] DEDUCTIONS. THE NRS STATUTES SAYS THIS DEPOSIT "MUST" REMAIN ACCESSIBLE TO THE JUDGMENT/DEBTOR, NOT ALLOWED TO BE USED FOR PAYMENTS OR DEBTS OWED. JUST AS ALL OTHER BENEFITS ATTACHED TO NRS 21.105 ARE GIVEN. IT ALSO DOES NOT STATE THAT ONLY THESE ARE THE ONLY EXEMPTION TO BE GIVEN TO THIS DEPOSIT. THE STATE IS SIMPLY WRONG.

THE STATE CLAIMS THAT THE NRS STATUTE IS DISCRETIONARY AND THEREFORE CANNOT BE A DEMAND UNDER A WRIT OF MANDAMUS. THE LANGUAGE "MUST" IS NOT DISCRETIONARY. THE LANGUAGE "EXEMPT" IS NOT DISCRETIONARY EITHER. EVEN IF THE DETERMINATION BY A BANK AS TO WHAT IS EXEMPT OR NOT REQUIRES A DETERMINATION TO BE GIVEN. THE STATUTE STATES THAT MONEY IS REASONABLY IDENTIFIABLE AS EXEMPT FROM EXECUTION IF THE MONEY IS DEPOSITED IN THE BANK ACCOUNT BY THE UNITED STATES DEPARTMENT OF THE TREASURY.

THE FACT THAT THE BANK HAS TO MAKE A DETERMINATION IF THE BANK ACCOUNT HAS A LEGAL OR EQUITABLE PROCESS TOWARD IT, DOES NOT MEAN IT IS A DISCRETIONARY ACTION. THIS CANNOT BE SKIPPED OR OVERLOOKED. OTHERWISE THE LANGUAGE "MUST" OR "EXEMPT" WOULD NOT APPEAR IN THE LANGUAGE OF THE STATUTE.

IV. WHETHER PETITIONER HAS A LEGAL RIGHT TO RELIEF. WHETHER PETITIONER HAS OTHER PLAIN, SPEEDY AND AN ADEQUATE REMEDY OUTSIDE OF THE WRIT OF MANDAMUS TO PURSUE FOR RELIEF

PETITIONER SHOWS THAT NRS 34.107 GIVES HIM THE RIGHT TO FORCE COMPLIANCE OF A VIOLATION TO PLAIN STATUTE LAW OF A STATE ENTITY WHO REFUSES TO COMPLY.

1. WHY IS SB-22 NOT BEING COMPLIED TO? WHAT DOES PETITIONER MEAN BY RETROACTIVE TO THE DATE OF THE BILLS PASSING?

2. ONLY A WRIT OF MANDAMUS CAN LIE WHERE A STATE ENTITY WHO HAS BEEN ENTRUSTED TO FOLLOW AND COMPLY TO PLAIN STATUTE

LAW.

THE STATE'S ANSWER ALLEGES THAT THE PETITIONER IS ASSERTING SOME CONSTITUTIONAL VIOLATION ARGUMENT DUE TO HIS PERSONAL PROPERTY BEING SEIZED. NOWHERE IS THIS ARGUMENT EVEN MENTIONED IN THE WRIT OF MANDAMUS. THEREFORE, THE STATE'S ARGUMENT MUST BE TAKEN AS MOOT AND FALSE.

THE FOLLOWING THINGS MUST BE NOTED:

1. THE MEMO PUT OUT BY NDOC RECOGNIZED THE NEED TO APPLY THE NEW SB-22 BACK TO THE DATE OF ITS PASSING. BECAUSE IT IS WELL ESTABLISHED IN LAW THAT AN IMPLEMENTATION IS ONLY PART OF COMING INTO COMPLIANCE WITH THE LAW. (SEE PETITIONERS NOTIFICATION OF SB-22 COMPLIANCE OF NDOC EXHIBIT 1.) THEN APPLICATION TO ITS PASSING.

IN MARCH $300.00 WAS SENT TO ME AND NDOC TOOK 100% OF THIS MONEY. (SEE THE STATES ANSWER EX. 1 PAGE 003 BOTTOM OF THE PAGE) THEN ON AUGUST 30, 2020 BECAUSE OF SB-22 75% OF THE MONEY WAS RETURNED TO ME. (SEE THE STATES ANSWER EX. 1 PAGE 011 SEE 99000206.58 V-KEEFE REPOST.)

IF SB-22 DID NOT APPLY TO THE DATE OF ITS PASSING, THEN WHY DID NDOC DO THIS? PLACE A MEMO OUT SAYING THIS?? THE STATES ANSWER KNEW PETITIONER WAS NEVER ARGUING FOR A RETROACTIVE EFFECT OF LAW BUT THEY TRIED TO MAKE A CASE THAT THE NEW SB-22 NEVER STATES THIS TO PROVE PETITIONER WRONG ABOUT HIS ARGUMENT. THE STATE KNEW THAT THE LAW WAS NOT RETROACTIVE IN THE SENSE THAT IT WOULD APPLY BEFORE ITS PASSING. PETITIONER ALSO NEVER ARGUED FOR THIS.

111

ONLY THE WRIT OF MANDAMUS CAN FORCE COMPLIANCE TO NRS 21.105(1) SUBSECTION (N) AND SB-22. NDOC TOOK U.S. DEPARTMENT OF TREASURY CHECKS THAT COULD NOT BE TAKEN, LEVIED, GARNISHED, PLACED SAID MONEY UNDER CIVIL JUDGMENT DEBTS TO PAY OFF COURT FEES, RESTITUTION. WHICH REQUIRES A COURT ORDER TO DO SO, WHICH IS A FORM OF EXECUTION TO AN INMATES ACCOUNT. DEPARTMENT CHARGES ARE OUTSTANDING DEBTS TO THE NDOC FOR PAYING INMATE WELFARE FUND, BEING BRASS SLIPS TO MAIL OUT LEGAL MAIL, LEGAL COPIES, LEGAL FIREBOXES, WHICH CONSTITUTES A LOAN UNTIL THE INMATE HAS THE FUNDS TO PAY THEM BACK.

THE STATES ANSWER STATES THIS IS PART OF AN INMATES INCARCERATION AND THEREFORE NRS 21.105(1); SUBSECTION (N) DOES NOT APPLY. THIS ARGUMENT IS FLAWED:

1. IF LENDERS TRIED TO COME AGAINST AN ACCOUNT BY FILING A LEGAL OR EQUITABLE PROCESS TO ABSTRACT IT, BECAUSE THESE FUNDS ARE NOT PERSONALLY THIS PERSONS OWN, BUT A BENEFIT, THAT IS WHY THESE FUNDS ARE NOT TO BE ALLOWED A LEVY, GARNISHMENT, EXECUTION OF ANY SORT. THUS ALL THE OTHERS THAT APPLY WHICH ARE NAMED WITHOUT LIMITATIONS, APPLYING UNDER THE SAME RULE, ARE MENTIONED. THEREFORE, THE DESCRIPTION IS PLAIN AS TO WHAT IS BEING DESCRIBED AS TO WHAT CANNOT BE DONE TO THIS ACCOUNT. NO LEGAL, OR EQUITABLE PROCESS CAN EVEN BE DONE TO THIS DEPOSIT TO FORCE A DEBTOR TO PAY A DEBT OF ANY KIND. NOT THAT WITHOUT THESE A PRISON BANKING CAN DO SO WITHOUT BEING STOPPED. THERE ARE NO EXCEPTIONS THAT PRISON BANKING SYSTEMS CAN GARNISH AN ACCOUNT BECAUSE A PRISONER IS OWING

THESE PARTICULAR THINGS, IF A LENDER CANNOT EVEN DO SO.

ALSO, THE MEMO PUT OUT BY NDOC INMATE BANKING SERVICES STATING ALL "REQUIRED REVERSALS" THAT WERE BEFORE "JUNE 30, 2021" WOULD BE COMPLETED BY AUGUST 31, 2021. WHAT WERE THE REQUIRED REVERSALS UNDER SB-22?? APPARENTLY NDOC UNDERSTOOD THE NEED TO GO BACK EVEN TO MARCH AND RETURN MONEY TO THIS PETITIONER. JUST NOT ON ANY STIMULUS PAYMENTS THEY TOOK 92% OF. THEY RETURNED 75% OF MARCH MONEY. NONE FOR JUNE, EVEN THOUGH THE MEMO SAYS THEY WOULD.

THE ONLY COURSE, OR AVENUE IS THIS WRIT OF MANDAMUS BECAUSE ANY OTHER COURSE OF ACTION WOULD NOT FORCE COMPLIANCE ACROSS THE BOARD TO ALL INMATES IMPACTED BY NDOC'S ACTIONS. ONLY THIS AVENUE IS AVAILABLE.

V Conclusion

PETITIONER HAS DEMONSTRATED THE NEED OF THE COURT'S INTERVENTION BY WAY OF THIS EXTRAORDINARY WRIT. UNDER NRS 34.170. PAN V. DIST. COURT, 120 NEV. 222, 228, 88 P.3d 840, 844 (2004). THAT THIS IS THE APPROPRIATE VEHICLE AND THE STATE'S RESPONSE IS TOTALLY INCORRECT AND THEREFORE MUST BE DENIED. THE STATE MUST COMPLY TO THE LAW COMPLETELY AND NOT TO SOME FLAWED INTERPRETATION OF IT BY THE AGO.

DATED THIS 3rd DAY OF NOVEMBER 2021.

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED HEREBY AFFIRMS THAT THE PRECEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 3rd DAY OF NOVEMBER, 2021.

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I CERTIFY THAT I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO SE, AND THAT ON THIS 4th DAY OF NOVEMBER, 2021, I CAUSED TO BE DEPOSITED FOR MAILING A TRUE AND CORRECT COPY OF THE FOREGOING REPLY TO OPPOSITION TO WRIT OF MANDAMUS TO THE FOLLOWING.

AARON D. FORD

ATTORNEY GENERAL

JOHN C. DORAME

100. N. CARSON ST.

CARSON CITY, NV 89701-4717

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

RECD & FILED
2021 NOV 12 PM 3:15
AUBREY ROWATT CLERK
BY DEPUTY

MICHAEL JOSEPH GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER

CASE NO: 21 OC 00068 1B
DEPT NO: 2

V.

STATE OF NEVADA, EX REL: NDOC ET. AL
RESPONDENT

REPLY TO OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNTS STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING.

NOW COMES, PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE TO MOVE THIS COURT TO CONSIDER PETITIONER'S REPLY TO OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNTS STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING. THIS REPLY IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ALL PAPERS, PLEADINGS ON FILE IN THIS MATTER.

MEMORANDUM OF POINTS AND AUTHORITIES

I. STATE IS FLAWED IN ITS OPPOSITION.

THE STATE ASSUMES THAT THIS WRIT OF MANDAMUS FALLS UNDER THE NEVADA RULES OF CIVIL PROCEDURE. IT FALLS UNDER NRS 34.170. THERE IS NO DISCOVERY PERIODS. THIS IS A MANDAMUS PROCESS THAT ENGAGES THE COURT TO INTERVENE ON NON-COMPLIANCE WITH CERTAIN APPLICABLE STATE LAWS. IT IS COMPELLING THE COURT TO ENGAGE IN INVESTIGATIVE ASPECTS THAT

WILL ASCERTAIN THE AMOUNT OF THE VIOLATION OF LAW THAT NDOC IS ENGAGIN IN. THE AUDIT IS BEING DEMANDED BECAUSE NDOC HAS CLAIMED TO COMPLY TO THE NEW SB-22 IN WHICH THEY ARE DESCRIBING "REQUIRED REVERSALS" WERE TO BE DONE FOR PRIOR TO JUNE 30, 2012 BY AUGUST 31, 2021. WHICH DID NOT OCCUR COMPLETELY. THERE WAS COOKING OF THE BOOKS BY THEIR REMOVING MONEY ON AN INMATES ACCOUNT AND THIS HAD NOTHING TO DO WITH THE REPOST THEY WERE APPLYING. ONE THING HAD NOTHING TO DO WITH THE OTHER. YET, THIS OCCURED.

THE STATE DOES NOT HAVE ANY OTHER ARGUMENT EXCEPT TO USE THE RULES OF CIVIL PROCEDURE TO TRY TO CONVINCE THE COURT THAT PETITIONER IS ENGAGING A CIVIL LAWSUIT WHERE DISCOVERY OCCURS. WHILE A MANDAMUS IS CIVIL IN NATURE, IT DOES NOT FALL UNDER THE GUIDELINES OF THE RULES OF CIVIL PROCEDURE. JUST AS A WRIT OF HABEAS CORPUS, WRIT OF PROHIBITION. THE EXTRAORDINARY WRIT PROCESS IS A SEPERATE PROCESS ALL ON ITS OWN AND IS GOVERNED BY NRS 34.107.

AS FAR AS THE REQUESTS FOR THE ACCOUNT STATEMENTS ALONE. THEY HAVE BEEN SUPPLIED BY THE STATE. YET, AN AUDIT OF INMATE BANKING NEEDS TO OCCUR SO THAT THE EVIDENCE TO SUPPORT PETITIONER'S ACCUSATIONS CAN BE ASCERTAINED. THE ACCOUNT STATEMENTS DO NOT SUFFICE ON THEIR OWN. THIS MANDAMUS REACHES OUT TO NOT JUST ONE PRISONER INVOLVED, BUT MANY ACROSS THE STATE. THE MEMO PUT OUT BY NDOC STATES ONE THING BUT DID NOT OCCUR COMPLETELY AS THEY WERE CLAIMING WAS GOING TO OCCUR. THAT IS WHY THIS AUDIT IS NECESSARY. THIS IS A MANDAMUS PROCESS NOT A CIVIL LAWSUIT WHEREBY THE NEVADA RULES OF CIVIL PROCEDURE COME INTO PLAY UNDER DISCOVERY PROCEDURES. THE STATE HAS NOT PROVEN THIS TO BE THE CASE EITHER. THEREFORE, THERE SHOULD BE A DENIAL OF THEIR OPPOSITION AS WELL. SINCE THEY HAVE ARGUED THE CORRECT MATTER IN THIS CASE.

IN THIS CASE THERE ARE NO PLAINTIFF'S OR DEFENDANTS. THERE ARE NO SERVICE OF A COMPLAINT FILED BY A PLAINTIFF WHEREBY A DEFENDANT WOULD MOVE FOR A CASE CONFERENCE REPORT THAT WOULD BE HELD WITHIN 30 DAY AFTER SERVICE OF AN ANSWER BY THE FIRST ANSWERING "DEFENDANT".

RULE 16.1 DOES NOT APPLY IN THIS CASE THEREFORE THE REQUEST BY PETITIONER'S MOTION IS NOT PROCEDURALLY DEFECTIVE AND IS NOT AN IMPROPER REQUEST FOR EARLY DISCOVERY. SINCE IT IS NOT SUCH A REQUEST.

PETITIONER IS NOT EITHER FILING A COMPEL MOTION BASED UPON SOME LACK OF PROVISION BY A DEFENDANT NOT SUPPLYING EVIDENCE REQUESTED OF HIM/HER.

PETITIONER IS NOT REQUESTING OF THE COURT TO WAIVE REQUIREMENTS OF RULE 16.1 THAT DO NOT APPLY. THE STATE HAS NOT SHOWN HOW A MANDAMUS PROCESS EVEN IS APPLICABLE UNDER A CIVIL PROCEDURE RULES OR HOW THE RULES APPLY UNDER THE MANDAMUS PROCESS. THEREFORE, THIS ARGUMENT IS MOOT AND FLAWED IN ITS CONCLUSIONARY COLLECTIVE AND PROBATIVE ARGUMENT. MUST BE DISMISSED.

PETITIONER PRAYS THAT THE STATES OPPOSITION BE DISMISSED IN ITS ENTIRETY.

DATED THIS 9th DAY NOVEMBER, 2021.

BY:

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS. 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE PRECEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 9TH OF NOVEMBER, 2021.

BY:

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I DO HEREBY AFFIRM THAT I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, THAT ON THIS 9TH OF NOVEMBER, 2021. THAT I DID DEPOSIT INTO THE U.S. MAIL, THE PRECEDING DOCUMENT: REPLY TO OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING. BY MAILING SUCH TO THE FOLLOWING PARTY:

AARON D FORD

ATTORNEY GENERAL

JOHN C. DORAME

100 N. CARSON ST.

CARSON CITY, NV 89701-4717

BY:

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

REC'D & FILED
2021 DEC -3 PM 3:06
AUBREY ROWLATT
CLERK
BY
DEPUTY

MICHAEL JOSEPH GEIGER #76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER
V.
STATE OF NEVADA; EX REL NDOC, ET. AL
RESPONDENT

CASE NO: 21OC 00068 1B
DEPT NO: 2

REQUEST FOR SUBMISSION

PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE, REQUESTS SUBMISSION OF THE FOLLOWING MOTIONS SET BEFORE THE COURT:

1. WRIT OF MANDAMUS. (BOTH SIDES HAVE PLED THEIR CASE.)
2. COURT ORDER TO AUDIT NDOC: INMATE BANKING. (SAME AS ABOVE)
3. MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS. (SAME AS ABOVE)
4. NOTIFICATION OF UPDATE ON SB-22 COMPLIANCE
5. REPLY TO OPPOSITION TO WRIT OF MANDAMUS FILED NOV. 8TH, 2021
6. MOTION IN OPPOSITION TO MOTION FOR EXTENSION OF TIME FILED OCT. 22ND, 2021.
7. REPLY TO OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC: INMATE BANKING.

ALL PARTIES HAVE FILED RESPONSES IN THIS CASE AND NOW PETITIONER FILES HIS REQUEST FOR SUBMISSION FOR THE COURTS CONSIDERATION AND EVENTFUL ORDER.

THIS REQUEST IS RESPECTFULLY MADE IN GOOD FAITH EFFORT TO HAVE THIS CASE PROCEED TO A DECISION ON THE MOTIONS NOW BEFORE THIS COURT.

DATED THIS 29th DAY OF NOVEMBER, 2021.

BY: [redacted]
MICHAEL JOSEPH GELGER
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 29th DAY OF NOVEMBER, 2021.

BY: [redacted]
MICHAEL JOSEPH GELGER
PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I CERTIFY THAT I AM A PETITIONER, MICHAEL JOSEPH GEIGER, AND THAT ON THIS 29th DAY OF NOVEMBER, 2021, I CAUSED TO BE DEPOSITED FOR MAILING A TRUE AND CORRECT COPY OF THE FOREGOING, REQUEST FOR SUBMISSION, TO THE FOLLOWING:

AARON D. FORD
ATTORNEY GENERAL
JOHN C. DORAME
100 N. CARSON STREET
CARSON CITY, NV 89701-4717

BY: _____
MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

REC'D & FILED
2021 DEC 13 PM 3:11
AUBREY ROWLATT
CLERK
BY_____ DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC et al.,

Respondent.

_____/

CASE NO. 21 OC 00068 1B

DEPT. 2

ORDER FOR PROPOSED ORDER

FJDCR 3.10 states: A party filing a motion will attach to the motion an original proposed order and a copy of the proposed order. A party filing an opposition to a motion will attach to the opposition an original proposed order and a copy of the proposed order.

The parties have failed to provide a proposed order consistent with their filings on the Petition for Writ of Mandamus which is before the Court.

IT IS ORDERED:

Petitioner file and serve a proposed order consistent with his filings on the Petition for Writ of Mandamus by **January 3, 2022.**

Respondent file and serve a proposed order consistent with his filings on the Petition for Writ of Mandamus by **January 3, 2022** . State's order needs to include

outstanding motions are denied so if Petition for Writ of Mandamus is denied, all pending issues are resolved.

Failure in the future to file a proposed order with a motion or opposition will result in the imposition of a sanction after notice and an opportunity to be heard.

December 13, 2021.

James E. Wilson Jr.
District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of the First Judicial District Court of Nevada; that on December 14, 2021 I served a copy of this document by placing a true copy in an envelope addressed to:

Michael Joseph Geiger, #76906 Lovelock Correctional Center 1200 Prison Road Lovelock, NV 89419	Aaron D. Ford, Attorney General John C. Dorame, Deputy Attorney General 100 N. Carson St. Carson City, NV 89701

the envelope sealed and then deposited in the Court's central mailing basket in the Court Clerk's Office for delivery to the United States Post Office at 1111 South Roop Street, Carson City, Nevada for mailing.

Billie Shadron
Judicial Assistant

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Petitioner

RECD & FILED
2021 DEC 16 PM 1:42
AUDREY ROWLATT
CLERK
BY DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that an Order Denying Petitioner's Motion for Disclosure of Account Statements was entered on October 27, 2021, in the above-referenced matter, a copy of which is attached hereto as Exhibit 1.

DATED this 16th day of December, 2021.

AARON D. FORD
Attorney General

By: _____
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

Attorneys for Respondent

AFFIRMATION
(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

Dated this 16th day of December, 2021.

By: _____

JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

Attorneys for Petitioner

EXHIBIT 1

EXHIBIT 1

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
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100 N. Carson Street
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Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Petitioner

RECD & FILED
2021 OCT 27 PM 2:22
AUBREY ROWLATT
CLERK
BY
S. BARAJAS DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

~~PROPOSED~~ ORDER DENYING PETITIONER'S MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS

Having reviewed Petitioner's Michael Joseph Geiger's Motion for Disclosure of Account Statements, the Court finds that pursuant to Nevada Rule of Civil Procedure (NRCP) 26(a), Petitioner's request for early discovery is improper and premature as discovery has not commenced in this matter and is precluded by NRCP 26(a). The Court notes there has been no complaint or answer filed in this matter, the required early case conference has not yet taken place and no case conference report has been filed. The Court further finds that Petitioner is not entitled to early discovery as he has not complied with NRCP 16.1(a)(1), 16.2 or 205.

The Court further finds that Petitioner's Motion, which requests this Court order Respondent to produce documents is in reality a motion to compel, which "is an enforcement mechanism

used when someone fails to comply with a discovery request." *Okada v. Eighth Jud. Dist. Ct. in & for Cty. of Clark*, 134 Nev. 6, 12, 408 P.3d 566, 571 (2018)(citing NRCP 37). The Court notes there is no pending discovery request.

The Court further finds that there is no issue for this Court to determine as the documents Petitioner seeks to compel the production of have already been made available to him in this litigation. The Court notes that the documents Petitioner requests were attached to Respondent's Response to Petition for a Writ of Mandamus, recently filed with this Court and served on Petitioner, as **Exhibit 1**. As such, the instant Motion is moot.

Based thereon, the Court DENIES Petitioner's Motion. Respondent shall serve notice of the entry of order within seven days from date of receipt of this Order.

GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 27 day of October 2021.

James Ellsworth
DISTRICT COURT JUDGE

October 26, 2021
Submitted by:

AARON D. FORD
Attorney General

By John C. DORAME
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
Public Safety Division
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
E-mail: jdorame@ag.nv.gov

Attorneys for Respondent

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 16th day of December, 2021, I caused to be deposited for mailing a true and correct copy of the foregoing, **NOTICE OF ENTRY OF ORDER** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

An employee of the
Office of the Attorney General

MICHAEL JOSEPH GEIGER 76906
1200 PRISON ROAD L.C.C.
LOVELOCK, NV 89419

RECD & FILED
2021 DEC 30 PM 3:14
AUDREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,
PETITIONER,
V.
STATE OF NEVADA, EX REL., NDOC ET AL
RESPONDANT /

CASE NO: 21OC00068 1B
DEPT NO: 2

MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS

COMES NOW, THE PETITIONER, MICHAEL JOSEPH GEIGER, IN PROPER IN THE ABOVE TITLED MATTER, TO PLACE BEFORE THIS COURT A MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS.

THIS MOTION IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ALL PAPERS, PLEADINGS ON FILE HEREIN.

I. POINTS AND AUTHORITIES

BACKGROUND.

PETITIONER FILED A WRIT OF MANDAMUS ON JULY 26, 2021. ALONG WITH A REQUEST FOR COURT ORDER OF AN AUDIT TO INMATE BANKING SERVICES AND FOR ACCOUNT STATEMENTS.

THE STATE OPPOSED AND PETITIONER RESPONDED.

JUST RECENTLY PETITIONER RECEIVED LEGAL MAIL FROM THE AGO STATING THAT A COURT ORDER WAS GIVEN THAT DENIED PETITIONERS REQUEST FOR THE ACCOUNT STATEMENTS, BUT NOTHING CONCERNING THE AUDIT OF INMATE BANKING.

TWO THINGS RING OUT TO PETITIONER THAT MUST BE ADDRESSED TO THIS COURT.

1. THE JUDGE WHO SIGNED THIS WAS NOT THE JUDGE PRESIDING OVER THIS CASE, WHICH IS SUSPICIOUS.

2. PETITIONER WAS NOT AWARE OF SUCH ORDER, ANY GIVEN, SINCE HE NEVER RECEIVED IT IN THE MAIL FROM THE COURT OR FROM THE AGO IN THIS CASE UNTIL NOW. OTHERWISE PETITIONER WOULD HAVE OPPOSED IT SOONER.

II. ARGUMENT:

THE COURT DOES NOT HAVE THE RIGHT TO CHANGE PETITIONER'S PLEADINGS FROM A WRIT OF MANDAMUS TO A CIVIL COMPLAINT. WHEN THE COURT GAVE IT'S ORDER STATING THAT THE REQUEST WAS OPERATING AS A MOTION TO COMPEL, OR EARLY DISCOVERY. ESSENTIALLY CHANGED THE JURISDICTION OF THE PROCEEDINGS TO A CIVIL COMPLAINT, WHERE A PLAINTIFF IS PURSUING DEFENDANTS. NEVADA RULES OF CIVIL PROCEDURE GOVERN THE ACTION OF SUCH BUT NOT FOR A WRIT OF MANDAMUS. NRS 34 GOVERN EXTRAORDINARY WRITS.

UNDER CASTRO V. UNITED STATES, 540 U.S. 375, 377 (2003) CITING HINES V. KERNER, 404 US 519, 520 (1972) IT STATES:

"THAT A LITIGANT UNDER ANY CIRCUMSTANCES IS THE MASTER OF ANY FILINGS BEFORE THE COURT."

WHEN THE COURT ALLOWED THE STATE TO PURSUADE THE COURT TO SIDE WITH THEM, INSTEAD OF APPLYING THE LAW UNDER MANDAMUS RULES, IT ESSENTIALLY CHANGED THE PROCEEDINGS FROM A MANDAMUS, THAT IS GOVERNED BY THOSE PRINCIPALS, AND CHANGED IT TO A PROCEEDING THAT WAS NEVER INTENDED BY THE PETITIONER.

THE MANDAMUS IS A PROCEEDING THAT IS DEMAND UPON THE COURT TO MAKE A STATE ENTITY TO COMPLY WITH A LAW BY COMPELLING THEM TO PERFORM THE ACT THEY ARE DEFICIENT IN FOLLOWING. WHERE IN THIS PROCEEDING DOES THE STATE ENTITY GET TO MAKE A DEMAND UPON THE COURT HOW THIS PROCEDURE IS TO PROCEED AND WHAT SORT OF RULES WILL GOVERN SUCH PROCEDURES? THEY DON'T. THE COURT DOES.

THIS THEN VIOLATES THE RIGHT TO DUE PROCESS UNDER CASTRO V. UNITED STATES WHEN THE COURT CHANGES THE JURISDICTION WITHOUT NOTIFYING PETITIONER FIRST, OR GIVE THE PETITIONER OPPORTUNITY TO CLARIFY TO THE COURT HOW TO PROCEED, OR IF HE IS TO CHANGE HIS PLEADINGS IN ANY WAY TO COMPLY WITH SUCH PROCEDURE. THE COURT DID NOT ALLOW FOR THIS. VIOLATING PETITIONER'S RIGHT TO DUE PROCESS.

THE STATE HAS NOT MET ITS BURDEN OF PROOF THAT A MANDAMUS PROCEEDING FALLS UNDER THE RULES GOVERNING COMPLAINTS IN SUIT OF DEFENDANTS/PLAINTIFFS, WHICH THIS PROCEEDING IS NOT. THAT PETITIONER IS BANNED FROM MAKING AN INVESTIGATIVE INQUIRY OF THE COURT TO LOOK INTO THE NDOC WHETHER THEY HAVE COMPLIED TO THE LAW, WITHOUT DOING IT IN A DISCOVERY MOTION UNDER MANDAMUS PROCEEDINGS. THEREFORE THIS ORDER SHOULD BE SET ASIDE. SINCE A MANDAMUS CANNOT BE TREATED AS A CIVIL COMPLAINT GOVERNED BY SUCH PRINCIPALS OF LAW. IN WHICH THIS COURT IS TREATING SUCH PLEADING.

DATED THIS DAY OF DECEMBER 2021.

BY: [redacted]

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED HEREBY DECLARES THAT THE PRECEDING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

BY: [redacted]

CERTIFICATE OF SERVICE

I CERTIFY THAT I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, AND THAT ON THIS 23rd DAY OF DECEMBER, 2021, I CAUSED TO BE DEPOSITED FOR MAILING A TRUE AND CORRECT COPY OF THE FOREGOING, MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITION IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS. TO THE FOLLOWING:

AARON D. FORD
ATTORNEY GENERAL
JOHN C. DORAME
100 N. CARSON ST.
CARSON, NV 89701-4717.

BY: [redacted]

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

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AUDREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

~~PROPOSED~~ ORDER DENYING PETITION FOR A WRIT OF MANDAMUS (AMENDED)

Having reviewed Petitioner Michael Joseph Geiger's (Petitioner) Petition for a Writ of Mandamus (Amended) filed August 16, 2021, and Respondent State of Nevada, Ex rel., NDOC, et al. (Respondent or NDOC) Response thereto, and having considered the papers and pleadings on file, and good cause appearing, the Court makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. Petitioner is an inmate in the lawful custody of the Nevada Department of Corrections (NDOC) housed at Lovelock Correctional Center (LCC). Petitioner submits this Petition for a Writ of Mandamus pursuant to Nevada Revised Statute (NRS) 34.150 and 160, requesting this Court mandate Respondent to comply with the law as prescribed by NRS

21.150 (1) subsection (n)[1] and the newly passed Senate Bill 22 (SB22). (*See* Writ of Mandamus at 1:14-17).

2. Petitioner alleges that NDOC withheld funds from two (2) economic impact checks which were deposited in Petitioner's inamate trust account by the Department of the Treasury. (*See* Writ of Mandamus at 2:2-12). Petitioner further alleges that the withholding of these funds was prohibited by NRS 21.105 and that NDOC refuses to refund the withheld sums. (*See* Writ of Mandamus at 2:13-18).

3. Finally, Petitioner alleges that SB22, which had an effective date of July 1, 2021 also precluded the withholding of these funds and that NDOC improperly refused to apply this bill retroactively. As such, Petitioner requests this Court mandate that NDOC refund the withheld amounts.

4. Petitioner asserts that on November 29, 2021, he received an economic impact payment of $1,200.00. (*See* Writ of Mandamus at 2:2-3). That payment was deposited into Petitioner's trust account on December 9, 2020. (*See* Daily Transaction Summary at pg. 3, attached as **Exhibit 1**). Various amounts were deducted from this payment for debts and obligations. (*See* Writ of Mandamus at 2:5-7; **Exhibit 1** at pg.3). These amounts included, among other things, court fees, fees for copies, postage, payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** at pgs. 3-4).

5. Thereaftter, Petitioner received a second economic impact payment, in the amount of $1,400.00, receipt of which Petitioner claims was May 24, 2021. (*See* Writ of Mandamus at 2:10). This payment was deposited into Petitioner's trust account that same day. (*See* **Exhibit 1** to Respondent's Response at pg. 4). As with the first check, various amounts for court fees and fines, fees for copies and postage, as well as payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** to Respondent's Response at pgs. 4-8).

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[1] The Court notes that NRS 21.150 does not deal with property that may or may not be exempt from execution and does not contain a subsection (1) or a subsection (n). The Court believes Petitioner is referencing NRS 21.105, which does apply to property that may or may not be exempt from execution and does contain the subsections noted in the Petition. As such, throughout this Order, The Court will refer to NRS 21.105, which Respondent has explained Petitioner raised and correctly cited to when Petitioner previously submitted a grievance on this issue.

6. Petitioner claims he filed grievances following the withholding of funds from these checks, to no avail. (*See* Writ of Mandamus at 2:7-9; 11-12; 19-21). This writ followed.

II. CONCLUSIONS OF LAW

1. A writ of mandamus is an extraordinary remedy and the decision to entertain a petition requesting such relief is within the court's discretion. *Smith v. District Court*, 107 Nev. 674, 818 P.3d 849 (1991); *Dangberg Holdings v. Douglas Co.*, 115 Nev. 129, 978 P.2d 311 (1999). A writ of mandamus is available "to compel the performance of an act that the law requires as a duty resulting from an 'office, trust or station' or to control an arbitrary or capricious exercise of discretion." *SFPP, L.P. v. Second Judicial Dist. Court*, 123 Nev. 608, 610-611, 173 P.3d 715, 716-717 (2007) (citing NRS 34.160); *Cheung v. District Court*, 121 Nev. 867, 868-869, 124 P.3d 550, 552 (2005).

2. "Mandamus will not lie to control discretionary action unless discretion is manifestly abused or is exercised arbitrarily or capriciously." *Round Hill Gen. Imp. Dist. v. Newman*, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981). "When an officer or board undertakes a discretionary act, a mandamus will not lie to compel such." *Board of County Com'rs of Clark County v. Las Vegas Discount Golf & Tennis, Inc.*, 110 Nev. 567, 570, 875 P.2d 1045, 1047 (1994).

3. A petition for writ of mandamus will only be granted when the petitioner has a clear right to the relief requested and no plain, speedy and adequate remedy in the ordinary course of law. NRS 34.170; *Gumm v. State Dept. of Education*, 121 Nev. 371, 375, 113 P.3d 853, 856 (2005). The petitioner bears the burden of demonstrating that the court's intervention by way of extraordinary relief is warranted. *Pan v. District Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

4. Respondent disagrees that a writ petition is appropriate in this matter and argues that Petitioner has failed to show the necessity for the Court's intervention.

5. Respondent notes that the Nevada Supreme Court has previously upheld a denial of a similar petition, finding that a prisoner alleging violation of constitutional rights have an adequate remedy in the ordinary course of law and is not entitled to the extraordinary remedy of writ relief. *White v. Palmer*, 130 Nev. 1261 (2014).

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6. Respondent further argues that the Court of Appeals of Nevada has also upheld a denial of a petition for a writ of mandamus finding that the prisoner in that case had an adequate legal remedy to address alleged violation of constitutional rights. *Centofanti v. Aranas*, 133 Nev. 994 (Nev. App. 2017).

7. Respondent cites to various other cases where the Nevada Supreme Court and the Court of Appeals of Nevada denied or upheld the denial of a prisoner's petition for writ of mandamus based on a violation of constitutional rights. *See Parks v. State*, 125 Nev. 1068 (2009); *Howell v. Baker*, 484 P.3d 282 (Nev. App. 2021).

8. The Court agrees with Respondent and is persuaded by the case law cited by the Respondent.

9. Here, Petitioner is essentially alleging violations of his Fourth and Eighth Amendment rights based on confiscation of his property (i.e., stimulus funds) and conditions of confinement. As the Nevada Supreme Court has affirmed, a prisoner has an adequate remedy at law to address an alleged violation of constitutional rights. Indeed, Petitioner has "a speedy and adequate remedy in the ordinary course of law in the form of a lawsuit challenging" the alleged constitutional violation. *See White v. Palmer*, 130 Nev. 1261 (2014).

10. The Nevada Supreme Court has noted that while a writ petition may be faster than a lawsuit, "the fact that mandamus would give an easier or more expeditious remedy is not the criterion." *See Washoe Cty. v. City of Reno*, 77 Nev. 152, 156, 360 P.2d 602, 603 (1961)(finding "[a] remedy does not fail to be speedy and adequate, because, by pursuing it through the ordinary course of law, more time probably would be consumed than in a mandamus proceeding").

11. Here, the Petition does not allege, let alone demonstrate, that Petitioner has no available remedy for whatever injuries he is alleging. *See* Petition *generally*. Therefore, the Court finds that Petitioner has an adequate remedy at law and is not entitled to extraordinary remedy of a writ of mandamus. Because Petitioner has not demonstrated that he has no available remedy, the Petition will be denied.

12. The Nevada Supreme Court has long recognized that "[m]andamus will not issue unless a clear legal right to the relief sought is shown." *State ex rel. Conklin v. Buckingham*, 58 Nev.

450, 83 P.2d 462, 463 (1938); *State v. Daugherty*, 48 Nev. 299, 231 P. 384, 385 (1924)(recognizing mandamus will never issue, unless a clear, legal right to the relief sought is shown); *State v. Boerlin*, 30 Nev. 473, 98 P. 402 (1908)(Mandamus goes out only where there is a clear legal right in the relator and a corresponding duty on the defendant); *Savicic v. Eighth Jud. Dist. Ct. ex rel. Cty. of Clark*, 124 Nev. 1506, 238 P.3d 852 (2008); *Santillanes v. State Bd. of Parole Comm'rs,* 126 Nev. 753, 367 P.3d 816 (2010)(Mandamus may not issue unless the petitioner has "a clear, legal right to the relief sought")(citation omitted). In addition, "as a general rule, the writ will not lie to undo what ought not to have been done." *Buckingham,* supra. 58 Nev. at 450, 83 P.2d at 463.

13. The Court finds Petitioner is not entitled to clear relief pursuant to NRS 21.105.

14. Petitioner challenges NDOC's withholding of monies for debts and obligations, and other costs associated with his incarceration based on NRS 21.105(1)(n). (*See* Writ of Mandamus at 2:13-1-17). In this regard, Petitioner argues that the afore-mentioned statute forbids prison officials from removing funds from an inmate's account for any court fees, civil judgments of any kind or debts that may be owed. *Id.*

15. NRS 21.105 provides in relevant part:

> 1. If a *writ of execution or garnishment is levied on the personal bank account of the judgment debtor* and money has been deposited into the account electronically within the immediately preceding 45 days from the date on which the writ was served which is reasonably identifiable as exempt from execution, notwithstanding any other deposits of money into the account, $2,000 or the entire amount in the account, whichever is less, is not subject to execution and must remain accessible to the judgment debtor. For the purposes of this section, money is reasonably identifiable as exempt from execution if the money is deposited in the bank account by the United States Department of the Treasury, including, without limitation, money deposited as:
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> * * *
>
> (n) Benefits provided pursuant to any other federal law.
>
> 6. A financial institution which makes a reasonable effort to determine whether money in the account of a judgment debtor is subject to execution for the purposes of this section is immune from civil liability for any act or omission with respect to that determination . . .
> 7. Nothing in this section requires a financial institution to revise its determination about whether money is exempt, except by an order of a court. [emphasis added].

16. Here, the Court finds that this statute does not apply to this matter and Petitioner's reliance on the same is misplaced. The Court notes there has been no writ of execution or garnishment issued by any court that has been levied on Petitioner's personal bank account. The Court further notes that Petitioner's inmate trust account is not his personal outside bank account that Petitioner maintains with a separate financial institution. Similarly, the Court notes Respondent is not a financial institution and is not charged with determining whether monies are or are not exempt from execution.

17. The Court finds Petitioner is not entitled to clear relief pursuant to SB 22.

18. Petitioner also seeks this Court's intervention by virtue of the text of SB22, which Petitioner asserts forbids Respondent from taking deductions from his stimulus checks. (*See* Writ of Mandamus at 3:4-6). SB22 was promulgated to make various changes to existing law with respect to among other things, deductions from the trust account and wages of an offender, as well as to the priority of deductions to ensure that victims of crime received the restitution they are entitled to. (*See* **Exhibit 2** to Respondents' Response at at pg.1).

19. However, as Petitioner has acknowledged the effective date of this bill was July 1, 2021. (*See* Writ of Mandamus at 3:4-5; *see also* **Exhibit 2** to Respondents' Response at pg.14). Petitioner also acknowledges that both economic impact checks were received prior to the effective date of SB22. (*See* Writ of Mandamus at 2:2-10).

20. Nonetheless, Petitioner argues that SB22 should have been "retroactively" applied by Respondent and that based on that retroactive application, Respondent was only entitled to take a 25% deduction from outside source money. (*See* Writ of Mandamus at 3:4-6).[2]

21. The Court finds Petitioner's argument is contrary to well-established law.

22. The Nevada Supreme Court long-ago noted "[i]n Nevada and neighboring jurisdictions, changes in statutes are *presumed to operate prospectively* absent clear legislative intent to apply a statute retroactively. *Castillo v. State*, 110 Nev. 535, 540, 874 P.2d 1252, 1256 (1994),

[2] Respondent has acknowledged that SB22 amends NRS 209.247 to now preclude the Director from deducting more than 25% of each deposit from a source other than the offender's wages. (*See* **Exhibit 2** to Respondents' Response at pg. 6). Respondent argues however, that this does not change the fact that retroactive application of SB22 is not proper or permissible under Nevada law.

disapproved of on other grounds by *Wood v. State*, 111 Nev. 428, 892 P.2d 944 (1995)(citations omitted)[emphasis added].

23. The High Court has approvingly cited *Castillo*, and reaffirmed this position several times since. *See Anthony Lee R. v. State*, 113 Nev. 1406, 1417, 952 P.2d 1, 8 (1997); *State v. Second Jud. Dist. Ct. ex rel. Cty. of Washoe*, 124 Nev. 564, 570, 188 P.3d 1079, 1083 (2008)(noting the case law "demonstrate this court's continued adherence to the general rule"). Similarly, this principle holds true even where the statutory change is strictly procedural. *See Castillo*, 110 Nev. at 541, 874 P.2d at 1256 (rejecting appellant's argument that procedural changes should apply retroactively).

24. The Court finds there is no indication that the Legislature intended SB22, which amended, among others NRS 209.247, apply retroactively. 110 Nev. at 540, 874 P.2d at 1256. To the contrary. In enacting SB22, the Legislature provided a clear and express start date, stating "[t]his act becomes effective on July 1, 2021. (*See* **Exhibit 2** to Respondents' Response at pg. 14).

IT IS HEREBY ORDERED ADJUDGED AND DECREED that Petitioner Michael Joseph Geiger's Petition for a Writ of Mandamus (Amended) filed August 16, 2021 is **DENIED**.

IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that all other motions currently pending before the Court are **DENIED** as moot and all issues contained therein are fully resolved as a result of this Order.

IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that case No. 21 OC 00068 1B is **CLOSED.**

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IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that Respondent shall serve notice of the entry of order within seven (7) days from date of receipt of this Order.

GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 6 day of January ~~2021~~ 2022.

DISTRICT COURT JUDGE

December 21, 2021
Submitted by:

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Attorney General

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AUBREY ROWLATT
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DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITIONER IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS

Respondent State of Nevada, Ex rel., NDOC, et al. ("Respondent" or "NDOC") by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame, Deputy Attorney General, hereby submits this Opposition to Petitioner Michael Joseph Geiger's ("Petitioner") Motion in Opposition to Court Order Being Implemented Against Petitioner in Violation of Proper Procedural Consideration Under Writ of Mandamus.

This Opposition is based on the following Memorandum of Points and Authorities and all paper and pleadings on file in this matter.

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MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Petitioner is an inmate in the lawful custody of the Nevada Department of Corrections (NDOC) housed at Lovelock Correctional Center (LCC). Petitioner submited a Petition for a Writ of Mandamus pursuant to Nevada Revised Statute (NRS) 34.150 and 160, requesting this Court mandate Respondent to comply with the law as prescribed by NRS 21.105(1) subsection (n) and the newly passed Senate Bill 22 (SB22). (*See* Writ of Mandamus at 1:14-17).

Petitioner alleged therein that NDOC withheld funds from two (2) economic impact checks which were deposited in Petitioner's inamate trust account by the Department of the Treasury. (*See* Writ of Mandamus at 2:2-12). Petitioner further alleged that the withholding of these funds was prohibited by NRS 21.105 and that NDOC refuses to refund the withheld sums. (*See* Writ of Mandamus at 2:13-18). Finally, Petitioner alleged that SB22, which had an effective date of July 1, 2021 also precluded the withholding of these funds and that NDOC improperly refused to apply this bill retroactively. As such, Petitioner requested this Court mandate that NDOC refund the withheld amounts.

Thereafter Petitioner brought forth his Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking, in which he requested this Court order Respondent to produce account statements encompassing August to September, 2021. (*See* Motion at 2:8). As such, Petitioner improperly sought early discovery and/or an order compelling Respondents to engage in early discovery.

Respondent opposed the Motion on the grounds that pursuant to Nevada Rule of Civil Procedure (NRCP) 26(a), discovery cannot commence unless certain requirements have been met by the party seeking the discovery, and after certain events have transpired, none of which had been complied with. (*See* Opposition at 2:16-18; 3:1-4:5). Respondent also argued to the to the extent Petitioner's Motion sought to compel the production of documents, Petitioner's Motion was improper as the Nevada Supreme Court has held that such a Motion is only proper as an enforcement mechanism to compel a party to comply with a standing discovery request, which was lacking in this matter. (See Opposition at 2:18-22; 4:6-19). Finally, Respondent argued that Motion was moot as the

documents Petitioner sought to compel the production of had in fact, already been provided by Respondent, as they were attached to Respondent's Response to Petition for a Writ of Mandamus. (*See* Opposition at 2:22-24; 4:20-5:5).

On October 27, 2021, the Court filed its Order Denying Petitioner's Motion for Disclosure of Account Statements. In said Order, the Court found that Petitioner's request for early discovery was improper and premature as discovery had not properly commenced pursuant to NRCP 26(a). (*See* Order at 1:21-23). This Court also found that Petitioner was not entitled to early discovery at he had not complied with NRCP 16.1(a)(1), 16.2 or 205. (*See* Order at 1:25-26). Finally, the Court found that the Motion was a procedurally defective motion to compel, as there was no standing discovery request for the documents Petitioner sought to compel the production of, and the Motion was in any event moot as the documents had already been made part of the record after being attached to Respondent's Response to Peitition for a Writ of Mandamus. (*See* Order at 1:27-2:8).

Now Petitioner brings forth the instant Motion, in which he requests this Court set aside thide its October 27, 2021 Order. In doing so, Petitioner advances various arguments, which as will be shown below, lack any legal merit whatsoever and should be rejected. Siginficantly, Petitioner cites no relevant legal authority for his position and misstates and/or misunderstands the effect of this Court's ruling.

II. LEGAL ARGUMENT

A. Petitioner's Factual Assertions Lack any Merit and Should be Rejected Outright.

Petitioner first argues that this Court should set aside the October 27, 2021 Order because the Order was signed by different Judge than the judge presiding over the case. (*See* Motion at 2:8-9). Petitioner claims this is suspicious, implying that the Office of the AttorneyGeneral (OAG) somehow played a role in obtaining the Order. This argument is meritless and should be rejected. Petitioner cites no legal authority mandating that only the Judge presiding over the case maysign an order. Indeed, this is a common practice in the Courts. As a result, this argument should be dismissed in its entirety.

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Petitioner next claims that this Court should set aside the October 27, 2021 Order because he was never made aware of the Order, which he claims he would have opposed sooner. (See Motion at 2:10-13). This argument also lacks merit and is in any event irrelevant. The OAG served Notice of Entry of the Order on December 16, 2021. (*See* December 16, 2021 Notice of Entry of Order, filed with the Court). While the OAG inadvertently failed to serve notice of the Order sooner, for pursposes of this Motion, that fact is irrelevant. The OAG is not arguing Petitioner failed to timely object to the Order. Moreover, the clock to object to the Order cannot begin to run until Notice of Entry of the Order has been served. Petitioner acknowledges he received notice of the Order. These arguments are both red herrings and have no impact on this Court's ultimate ruling on the underlying Writ of Mandamus.

B. The Court's Order Did Not Transform Petitioner's Writ of Mandamus into a Civil Rights Complaint.

Petitioner asserts that the October 27, 2021 Order should be set aside because it improperly transformed Petitioner's pending Writ of Mandamus into a Civil Complaint. (*See* Motion at 2:17-24). This Court's Order did no such thing. It was in fact, Petitioner who transformed his Writ into a civil proceeding, not the Court.

Petitioner's principle argument in requesting this Court set aside the October 27, 2021 Order is that NRS 34 governs extraordinary writs. (*See* Motion at 2:22-24). Conversely, Petitioner claims the Nevada Ruls of Civil Procedure govern civil actions, but not writ proceedings. (*See* Motion at 2:22-24). Of this, Respondent has no doubt.

However, when Petitioner sought this Court's intervention by way of his underlying Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking, Petitioner did not cite to portions of NRS 34 as the legal basis for his request that Respondent be compelled to produce various documents. Rather, Petitioner expressly cited to, and relied upon NRCP 16.1 in asking this Court to compel Respondent to produce documents. (*See* underlying Motion at 1:24-2:6). In this regard, Petitioner stated "[a]s set forth in NRCP 16, discovery can be made in *any civil matter* that will support the allegations set forth by a claimant who brings an allegation that will support such claim." (*See* Motion at 1:25-2:1)[emphasis added].

Petitioner's own moving papers transformed this matter into a civil matter not the Court. Petitioner attempted to rely on Nevada's Rules of Civil Procedure to compel discovery in a writ proceeding and when that effort was rebuked, he now claims the Court improperly ignored NRS 34, which he claims govern writ proceedings. Petitioner cannot have it both ways. [1]

Simply put, nothing in NRS 34 permits the type of discovery Petitioner was improperly attempting to conduct. Similarly, Petitioner's reliance on the rules of civil procedure was also improper as even if such rules did apply, he did not comply therewith. Petitioner's underlying Motion was defective, which the Court recognized. The Court got it right and Petitioner's request to have the October 27, 2021 Order set aside should be rejected in its entirety.

C. Petitioner's Claim that Part of His Motion Survived this Court's October 27, 2021 Order Lacks Merit.

Petitioner next argues that this Court's Order denying the underlying Motion does not address that portion of the underlying Motion concerning the audit of inmate banking. (*See* Motion at 2:2-5). This argument lacks merit for a variety of reasons.

First, when Respondent's opposed the underlying motion, they opposed the entire Motion, not just a portion thereof. Respondent's Opposition was encaptioned "OPPOSITION TO MOTION FOR DISCLOSURE OF ACCOUNT STATEMENTS AND COURT ORDER TO AUDIT NDOC:INMATE BANKING." (*See* Respondent's Opposition generally).

Moreover, in opposing the Motion, Respondent's argued that the effort to audit inmate banking should be denied as the documents Petitioner was seeking had already been produced. (*See* Opposition at 2:22-24; 4:20-5:5). In addition, a review of Petitioner's underlying Motion reveals that despite the title of the Motion, he never requested an audit of NDOC's inmate banking as part of the relief sought. (*See* Petitioner's Underlying Motion at 2:8-16).

Nevertheless, even if he had requested such relief, Respondent requested the underlying Motion be "denied in its entirety." (*See* Opposition at 5:7-8). Finally , and most significantly, the October 27, 2021 Order denied the Motion in its entirety, not a portion thereof. (See Order at 2:9).

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[1] Incredibly, Petitioner claims that in entering the October 27, 2021 Order, this Court essentially changed the proceedings from a mandamus to a proceeding Petitioner "never intended." (See Motion at 3:1-5). This is belied by the very request Petitioner made in the underlying Motion for Disclosure of Account Statements and Court Order to Audit NDOC: Inmate Banking.

There is nothing in this Court's Order leaving intact any portion of Petitioner's Motion and his attempt to resurrect any portion thereof, by way of the instant Motion, should be rejected.

D. The October 27, 2021 Order Has no Impact on the Underlying Writ of Mandamus.

Finally, Petitioner implies that the October 27, 2021 Order somehow impacts the underlying writ of mandamus pending before this Court and that said Order somehow prejudices his effort to obtain the relief he seeks by way of that writ. (*See* Motion generally). The October 27, 2021 Order, which merely precluded Petitioner from improperly conducting discovery in a writ proceding, has no impact on this Court's ultimate ruling.

The issues presented by Petitioner's writ are strictly legal in nature. First, this Court is called upon to determine whether its intervention is warranted in the first instance or whether, as Respondent claims, Petitioner has a remedy in the form of a civil lawsuit. Such a determination is not dependent on any discovery, permissible or not, being conducted.

Second, this Court is being called upon to determine whether Petitioner has a clear legal right to the relief he seeks by way of his writ, pursuant to NRS 21.105. In this regard, the Court must decide whether that statute applies in the first instance to this matter, which Respondents have argued it does not. Again, this is a strictly legal determination that is not dependent on any discovery being conducted, let alone that precluded by the October 27, 2021 Order.

Finally, this Court is being called upon to determine whether Petitioner has a clear legal right to the relief he seeks by way of his writ, pursuant to SB 22. The Court will be called upon to make the legal determination as to whether that bill applies to this matter, by way of retroactive application. Once again, this is a legal question, which is not dependent on any discovery being conducted, and not dependent on the documents Petitioner sought to compel the production of in his underlying Motion.

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III. CONCLUSION

Based on the foregoing, Respondent respectfully requests this honorable Court deny the instant Motion in its entirety.

DATED this 7th day of January, 2022.

AARON D. FORD
Attorney General

By: SBN 13661 for
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

AFFIRMATION

(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

DATED this 7th day of January, 2022.

AARON D. FORD
Attorney General

By: SBN 13661 for
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 7th day of January, 2022, I caused to be deposited for mailing a true and correct copy of the foregoing, **OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITIONER IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS,** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

An employee of the
Office of the Attorney General

AARON D. FORD
Attorney General
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General
State of Nevada
100 N. Carson Street
Carson City, NV 89701-4717
Tel: (775) 684-1261
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Attorneys for Petitioner

REC'D & FILED
2022 JAN 14 PM 1:22
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NEVADA DEPARTMENT OF CORRECTIONS, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that an Order Denying Petition for a Writ of Mandamus was entered on January 6, 2022, in the above-referenced matter, a copy of which is attached hereto as Exhibit 1.

DATED this 14th day of January, 2022.

AARON D. FORD
Attorney General

By: sbon 13661 for
JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

Attorneys for Respondent

AFFIRMATION
(Pursuant to NRS 239B.030)

The undersigned does hereby affirm that the foregoing document does not contain the social security number of any person.

Dated this 14th day of January, 2022.

By: Stow 13161 for

JOHN C. DORAME, Bar No. 10029
Deputy Attorney General

Attorneys for Petitioner

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 14th day of January, 2022, I caused to be deposited for mailing a true and correct copy of the foregoing, **NOTICE OF ENTRY OF ORDER** to the following:

Michael J. Geiger, #76906
Lovelock Correctional Center
1200 Prison Road
Lovelock, NV 89419

An employee of the
Office of the Attorney General

EXHIBIT 1

EXHIBIT 1

AARON D. FORD
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RECD & FILED
2022 JAN -6 AM 9:50
AUBREY ROWLATT
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DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER,

Petitioner,

vs.

STATE OF NEVADA, Ex rel., NDOC, et al.,

Respondent.

Case No. 21 OC 00068 1B

Dept. No. 2

~~PROPOSED~~ ORDER DENYING PETITION FOR A WRIT OF MANDAMUS (AMENDED)

Having reviewed Petitioner Michael Joseph Geiger's (Petitioner) Petition for a Writ of Mandamus (Amended) filed August 16, 2021, and Respondent State of Nevada, Ex rel., NDOC, et al. (Respondent or NDOC) Response thereto, and having considered the papers and pleadings on file, and good cause appearing, the Court makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

1. Petitioner is an inmate in the lawful custody of the Nevada Department of Corrections (NDOC) housed at Lovelock Correctional Center (LCC). Petitioner submits this Petition for a Writ of Mandamus pursuant to Nevada Revised Statute (NRS) 34.150 and 160, requesting this Court mandate Respondent to comply with the law as prescribed by NRS

21.150 (1) subsection (n)[1] and the newly passed Senate Bill 22 (SB22). (*See* Writ of Mandamus at 1:14-17).

2. Petitioner alleges that NDOC withheld funds from two (2) economic impact checks which were deposited in Petitioner's inamate trust account by the Department of the Treasury. (*See* Writ of Mandamus at 2:2-12). Petitioner further alleges that the withholding of these funds was prohibited by NRS 21.105 and that NDOC refuses to refund the withheld sums. (*See* Writ of Mandamus at 2:13-18).

3. Finally, Petitioner alleges that SB22, which had an effective date of July 1, 2021 also precluded the withholding of these funds and that NDOC improperly refused to apply this bill retroactively. As such, Petitioner requests this Court mandate that NDOC refund the withheld amounts.

4. Petitioner asserts that on November 29, 2021, he received an economic impact payment of $1,200.00. (*See* Writ of Mandamus at 2:2-3). That payment was deposited into Petitioner's trust account on December 9, 2020. (*See* Daily Transaction Summary at pg. 3, attached as **Exhibit 1**). Various amounts were deducted from this payment for debts and obligations. (*See* Writ of Mandamus at 2:5-7; **Exhibit 1** at pg.3). These amounts included, among other things, court fees, fees for copies, postage, payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** at pgs. 3-4).

5. Thereaftter, Petitioner received a second economic impact payment, in the amount of $1,400.00, receipt of which Petitioner claims was May 24, 2021. (*See* Writ of Mandamus at 2:10). This payment was deposited into Petitioner's trust account that same day. (*See* **Exhibit 1** to Respondent's Response at pg. 4). As with the first check, various amounts for court fees and fines, fees for copies and postage, as well as payments to parole and probation, and other charges related to Petitioner's imprisonment. (*See* **Exhibit 1** to Respondent's Response at pgs. 4-8).

/ / /

[1] The Court notes that NRS 21.150 does not deal with property that may or may not be exempt from execution and does not contain a subsection (1) or a subsection (n). The Court believes Petitioner is referencing NRS 21.105, which does apply to property that may or may not be exempt from execution and does contain the subsections noted in the Petition. As such, throughout this Order, The Court will refer to NRS 21.105, which Respondent has explained Petitioner raised and correctly cited to when Petitioner previously submitted a grievance on this issue.

6. Petitioner claims he filed grievances following the withholding of funds from these checks, to no avail. (*See* Writ of Mandamus at 2:7-9; 11-12; 19-21). This writ followed.

II. CONCLUSIONS OF LAW

1. A writ of mandamus is an extraordinary remedy and the decision to entertain a petition requesting such relief is within the court's discretion. *Smith v. District Court*, 107 Nev. 674, 818 P.3d 849 (1991); *Dangberg Holdings v. Douglas Co.*, 115 Nev. 129, 978 P.2d 311 (1999). A writ of mandamus is available "to compel the performance of an act that the law requires as a duty resulting from an 'office, trust or station' or to control an arbitrary or capricious exercise of discretion." *SFPP, L.P. v. Second Judicial Dist. Court*, 123 Nev. 608, 610-611, 173 P.3d 715, 716-717 (2007) (citing NRS 34.160); *Cheung v. District Court*, 121 Nev. 867, 868-869, 124 P.3d 550, 552 (2005).

2. "Mandamus will not lie to control discretionary action unless discretion is manifestly abused or is exercised arbitrarily or capriciously." *Round Hill Gen. Imp. Dist. v. Newman*, 97 Nev. 601, 603-04, 637 P.2d 534, 536 (1981). "When an officer or board undertakes a discretionary act, a mandamus will not lie to compel such." *Board of County Com'rs of Clark County v. Las Vegas Discount Golf & Tennis, Inc.*, 110 Nev. 567, 570, 875 P.2d 1045, 1047 (1994).

3. A petition for writ of mandamus will only be granted when the petitioner has a clear right to the relief requested and no plain, speedy and adequate remedy in the ordinary course of law. NRS 34.170; *Gumm v. State Dept. of Education*, 121 Nev. 371, 375, 113 P.3d 853, 856 (2005). The petitioner bears the burden of demonstrating that the court's intervention by way of extraordinary relief is warranted. *Pan v. District Court*, 120 Nev. 222, 228, 88 P.3d 840, 844 (2004).

4. Respondent disagrees that a writ petition is appropriate in this matter and argues that Petitioner has failed to show the necessity for the Court's intervention.

5. Respondent notes that the Nevada Supreme Court has previously upheld a denial of a similar petition, finding that a prisoner alleging violation of constitutional rights have an adequate remedy in the ordinary course of law and is not entitled to the extraordinary remedy of writ relief. *White v. Palmer*, 130 Nev. 1261 (2014).

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6. Respondent further argues that the Court of Appeals of Nevada has also upheld a denial of a petition for a writ of mandamus finding that the prisoner in that case had an adequate legal remedy to address alleged violation of constitutional rights. *Centofanti v. Aranas*, 133 Nev. 994 (Nev. App. 2017).

7. Respondent cites to various other cases where the Nevada Supreme Court and the Court of Appeals of Nevada denied or upheld the denial of a prisoner's petition for writ of mandamus based on a violation of constitutional rights. *See Parks v. State*, 125 Nev. 1068 (2009); *Howell v. Baker*, 484 P.3d 282 (Nev. App. 2021).

8. The Court agrees with Respondent and is persuaded by the case law cited by the Respondent.

9. Here, Petitioner is essentially alleging violations of his Fourth and Eighth Amendment rights based on confiscation of his property (i.e., stimulus funds) and conditions of confinement. As the Nevada Supreme Court has affirmed, a prisoner has an adequate remedy at law to address an alleged violation of constitutional rights. Indeed, Petitioner has "a speedy and adequate remedy in the ordinary course of law in the form of a lawsuit challenging" the alleged constitutional violation. *See White v. Palmer*, 130 Nev. 1261 (2014).

10. The Nevada Supreme Court has noted that while a writ petition may be faster than a lawsuit, "the fact that mandamus would give an easier or more expeditious remedy is not the criterion." *See Washoe Cty. v. City of Reno*, 77 Nev. 152, 156, 360 P.2d 602, 603 (1961)(finding "[a] remedy does not fail to be speedy and adequate, because, by pursuing it through the ordinary course of law, more time probably would be consumed than in a mandamus proceeding").

11. Here, the Petition does not allege, let alone demonstrate, that Petitioner has no available remedy for whatever injuries he is alleging. *See* Petition *generally*. Therefore, the Court finds that Petitioner has an adequate remedy at law and is not entitled to extraordinary remedy of a writ of mandamus. Because Petitioner has not demonstrated that he has no available remedy, the Petition will be denied.

12. The Nevada Supreme Court has long recognized that "[m]andamus will not issue unless a clear legal right to the relief sought is shown." *State ex rel. Conklin v. Buckingham*, 58 Nev.

450, 83 P.2d 462, 463 (1938); *State v. Daugherty*, 48 Nev. 299, 231 P. 384, 385 (1924)(recognizing mandamus will never issue, unless a clear, legal right to the relief sought is shown); *State v. Boerlin*, 30 Nev. 473, 98 P. 402 (1908)(Mandamus goes out only where there is a clear legal right in the relator and a corresponding duty on the defendant); *Savicic v. Eighth Jud. Dist. Ct. ex rel. Cty. of Clark*, 124 Nev. 1506, 238 P.3d 852 (2008); *Santillanes v. State Bd. of Parole Comm'rs*, 126 Nev. 753, 367 P.3d 816 (2010)(Mandamus may not issue unless the petitioner has "a clear, legal right to the relief sought")(citation omitted). In addition, "as a general rule, the writ will not lie to undo what ought not to have been done." *Buckingham*, supra. 58 Nev. at 450, 83 P.2d at 463.

13. The Court finds Petitioner is not entitled to clear relief pursuant to NRS 21.105.

14. Petitioner challenges NDOC's withholding of monies for debts and obligations, and other costs associated with his incarceration based on NRS 21.105(1)(n). (*See* Writ of Mandamus at 2:13-1-17). In this regard, Petitioner argues that the afore-mentioned statute forbids prison officials from removing funds from an inmate's account for any court fees, civil judgments of any kind or debts that may be owed. *Id.*

15. NRS 21.105 provides in relevant part:

> 1. If a *writ of execution or garnishment is levied on the personal bank account of the judgment debtor* and money has been deposited into the account electronically within the immediately preceding 45 days from the date on which the writ was served which is reasonably identifiable as exempt from execution, notwithstanding any other deposits of money into the account, $2,000 or the entire amount in the account, whichever is less, is not subject to execution and must remain accessible to the judgment debtor. For the purposes of this section, money is reasonably identifiable as exempt from execution if the money is deposited in the bank account by the United States Department of the Treasury, including, without limitation, money deposited as:
>
> * * *
>
> (n) Benefits provided pursuant to any other federal law.
>
> 6. A financial institution which makes a reasonable effort to determine whether money in the account of a judgment debtor is subject to execution for the purposes of this section is immune from civil liability for any act or omission with respect to that determination . . .
> 7. Nothing in this section requires a financial institution to revise its determination about whether money is exempt, except by an order of a court. [emphasis added].

16. Here, the Court finds that this statute does not apply to this matter and Petitioner's reliance on the same is misplaced. The Court notes there has been no writ of execution or garnishment issued by any court that has been levied on Petitioner's personal bank account. The Court further notes that Petitioner's inmate trust account is not his personal outside bank account that Petitioner maintains with a separate financial institution. Similarly, the Court notes Respondent is not a financial institution and is not charged with determining whether monies are or are not exempt from execution.

17. The Court finds Petitioner is not entitled to clear relief pursuant to SB 22.

18. Petitioner also seeks this Court's intervention by virtue of the text of SB22, which Petitioner asserts forbids Respondent from taking deductions from his stimulus checks. (*See* Writ of Mandamus at 3:4-6). SB22 was promulgated to make various changes to existing law with respect to among other things, deductions from the trust account and wages of an offender, as well as to the priority of deductions to ensure that victims of crime received the restitution they are entitled to. (*See* **Exhibit 2** to Respondents' Response at at pg.1).

19. However, as Petitioner has acknowledged the effective date of this bill was July 1, 2021. (*See* Writ of Mandamus at 3:4-5; *see also* **Exhibit 2** to Respondents' Response at pg.14). Petitioner also acknowledges that both economic impact checks were received prior to the effective date of SB22. (*See* Writ of Mandamus at 2:2-10).

20. Nonetheless, Petitioner argues that SB22 should have been "retroactively" applied by Respondent and that based on that retroactive application, Respondent was only entitled to take a 25% deduction from outside source money. (*See* Writ of Mandamus at 3:4-6).[2]

21. The Court finds Petitioner's argument is contrary to well-established law.

22. The Nevada Supreme Court long-ago noted "[i]n Nevada and neighboring jurisdictions, changes in statutes are *presumed to operate prospectively* absent clear legislative intent to apply a statute retroactively. *Castillo v. State*, 110 Nev. 535, 540, 874 P.2d 1252, 1256 (1994),

[2] Respondent has acknowledged that SB22 amends NRS 209.247 to now preclude the Director from deducting more than 25% of each deposit from a source other than the offender's wages. (*See* **Exhibit 2** to Respondents' Response at pg. 6). Respondent argues however, that this does not change the fact that retroactive application of SB22 is not proper or permissible under Nevada law.

disapproved of on other grounds by *Wood v. State*, 111 Nev. 428, 892 P.2d 944 (1995)(citations omitted)[emphasis added].

23. The High Court has approvingly cited *Castillo*, and reaffirmed this position several times since. *See Anthony Lee R. v. State*, 113 Nev. 1406, 1417, 952 P.2d 1, 8 (1997); *State v. Second Jud. Dist. Ct. ex rel. Cty. of Washoe*, 124 Nev. 564, 570, 188 P.3d 1079, 1083 (2008)(noting the case law "demonstrate this court's continued adherence to the general rule"). Similarly, this principle holds true even where the statutory change is strictly procedural. *See Castillo*, 110 Nev. at 541, 874 P.2d at 1256 (rejecting appellant's argument that procedural changes should apply retroactively).

24. The Court finds there is no indication that the Legislature intended SB22, which amended, among others NRS 209.247, apply retroactively. 110 Nev. at 540, 874 P.2d at 1256. To the contrary. In enacting SB22, the Legislature provided a clear and express start date, stating "[t]his act becomes effective on July 1, 2021. (*See* **Exhibit 2** to Respondents' Response at pg. 14).

IT IS HEREBY ORDERED ADJUDGED AND DECREED that Petitioner Michael Joseph Geiger's Petition for a Writ of Mandamus (Amended) filed August 16, 2021 is **DENIED**.

IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that all other motions currently pending before the Court are **DENIED** as moot and all issues contained therein are fully resolved as a result of this Order.

IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that case No. 21 OC 00068 1B is **CLOSED.**

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IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED that Respondent shall serve notice of the entry of order within seven (7) days from date of receipt of this Order.

GOOD CAUSE APPEARING, IT IS SO ORDERED.

DATED this 6 day of January 2021. 2022

DISTRICT COURT JUDGE

December 21, 2021
Submitted by:

AARON D. FORD
Attorney General

By Will Flores Bar No. 14619 on behalf of
JOHN C. DORAME, Bar No. 10029
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RECD & FILED
2022 JAN 27 PM 2:40
AUDREY HOWLATT
CLERK
BY DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER, PETITIONER
V.
STATE OF NEVADA, EX REL. NDOC ET. AL. RESPONDENTS /

CASE NO: 21 OC 00068 1B
DEPT NO: 2

PETITIONER'S REPLY TO OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITIONER, IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS

PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE, HEREBY SUBMITS THIS REPLY TO OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITIONER IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS.

THIS REPLY IS BASED UPON THE FOLLOWING POINTS AND AUTHORITIES AND ALL PROPER PAPERS AND PLEADINGS ON FILE IN THIS MATTER.

I. MEMORANDUM OF POINTS AND AUTHORITIES

A. STATE ARGUMENTS VERSUS PETITIONERS:

THE RESPONDENT ARGUES THAT PETITIONER CHANGED HIS OWN FILINGS BECAUSE HE REQUESTED FOR EARLY DISCOVERY WHICH IS INCORRECT.

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PETITIONER NEVER REQUESTED OF THE COURT TO CHANGE HIS PLEADINGS FROM A CIVIL WRIT OF MANDAMUS TO A CIVIL COMPLAINT. IN FACT, THE PROPOSED ORDER MADE BY THE ATTORNEY GENERAL FOR THE COURT JUDGE TO SIGN STATES: "THERE HAS BEEN NO COMPLAINT FILED IN THIS CASE," MEANING THAT A CIVIL PORT COMPLAINT WAS NOT FILED. WHICH WOULD MAKE DISCOVERY AN OPEN ARGUMENT UNDER THIS PROCEDURE IF ONE WAS FILED.

DID PETITIONER ASK THE COURT TO COMPEL DISCOVERY ON THE RESPONDENTS? NO! HOWEVER, EVEN IF PETITIONER DID QOUTE NRCP RULE 16.1 DID NOT GIVE RISE TO TRANSFORM THE MANDAMUS INTO SOME OTHER ACTION. THE PURPOSE WAS TO MAKE EVIDENCE THAT WAS IN THE POSSESSION OF RESPONDENT'S, TO BRING TO THE COURTS ATTENTION THESE EVIDENTIARY DOCUMENTS NEEDED TO BE INVESTIGATED.

BEFORE ALL OF THESE EVENTS OCCURED, PETITIONER DEMONSTRATED TO THE COURT THAT THE STATE WOULD MANIPULATE THE LAW BY THE ATTORNEY GENERAL, IN ORDER TO ESCAPE HAVING TO ANSWER TO THE LAW THEY HAVE VIOLATED. THIS IS EXACTLY WHAT IS HAPPENING. BY NOT BEING GRANTED, THE MANDAMUS WOULD FAIL.

RESPONDENTS ARGUE THAT DISCOVERY CANNOT COMMENCE UNTIL CERTAIN KEY EVENTS TRANSPIRE. WHICH HAVE NOT. THEN EVEN ADMIT THAT THE MANDAMUS PROCEDURE IS NOT UNDER NRCP 16.1 FOR THEIR ARGUMENT TO BE VALID. (SEE OPPOSITION MOTION PAGE 4, LINE 17-20.) WHY THEN WOULD THE COURT DEEM THEIR ARGUMENT VALID UNDER THEIR PROPOSED ORDER?

IN ORDER FOR THEIR ARGUMENT TO OPPOSE THE ORIGINAL REQUEST OF THE COURT TO AUDIT INMATE BANKING, AND PRODUCE ACCOUNT STATEMENTS WOULD HAVE MERIT IS IF THEY COULD PROVE THAT THE DISCOVERY ISSUE HAS BEEN MET UNDER THE MANDAMUS

PROCESS. THEY EVEN ADMIT THAT IT DOES NOT APPLY. THEREFORE, IT MUST BE REJECTED BY THE COURT AND THIS ORDER MUST BE REVERSED.

THE SECOND ARGUMENT MADE BY THE RESPONDENTS WERE THAT THE COURT BASED ITS ORDER ON THE PROVISION THAT UNDER DISCOVERY PROCEDURES, (THAT HAVE NOTHING TO DO WITH THIS MANDAMUS PROCESS) WAS NOT FOLLOWED. IN ORDER FOR PETITIONER TO SUCCEED IN HIS REQUEST OF THIS COURT. THEREFORE, THE COURT SIGNED THE PROPOSED ORDER THAT RESPONDENTS PLACED BEFORE THE COURT. BECAUSE IT WAS THE RIGHT ORDER. THIS TOO IS FRAUD UPON THE COURT.

IN ORDER FOR THE RESPONDENTS TO SUCCEED THEY WOULD HAVE TO PROVE THE FOLLOWING TO MEET ITS BURDEN:

1. A CIVIL COMPLAINT NEEDED TO BE FILED AND NOT THE MANDAMUS THAT WAS FILED IN ORDER FOR HIS REQUEST TO BE INVALIDATED. THAT PLAINTIFF AND DEFENDANTS WERE NAMED IN A COMPLAINT. TO GIVE THESE DEFENDANTS TIME TO ANSWER. TO BE GIVEN TIME TO SET UP A PRETRIAL CONFERENCE REPORT FOR DISCOVERY TIME DEADLINES. THEN DISCOVERY REQUESTS WOULD BE GIVEN BY THE PLAINTIFF TO EACH DEFENDANT.

NONE OF THESE APPLY IN THIS MANDAMUS PROCESS. 1) THERE ARE NOT ANY PLAINTIFF'S OR DEFENDANTS NAMED IN THIS CASE. 2.) THERE IS A PETITIONER NAMED AND A RESPONDENT NAMED ONLY. EVEN THE RESPONDENTS AGREE TO THIS

3. THE PROPOSED ORDER WOULD HAVE TO STATE THAT THE REASON FOR DENYING PETITIONER HIS REQUEST WAS NOT VALIDATED UNDER THE MANDAMUS PROCESS. OR THAT THIS PROCESS HAS DISCOVERY ISSUES THAT MUST BE FOLLOWED UNDER NRCP RULE 16.1 BEFORE INITIATING HIS REQUEST. THERE IS NOTHING IN RESPONDENT'S OPPOSITION STATING THIS. IN FACT THE OPPOSITE IS TRUE.

THE THIRD ARGUMENT MADE BY RESPONDENTS IS THAT PETITIONER LACKS ANY LEGAL MERIT, AND MISUNDERSTANDS THE EFFECT THE COURTS RULINGS HAD. IN FACT, STATE THAT PETITIONER CHANGED HIS OWN PLEADINGS BY QUOTING NRCP RULE 16.1 IN HIS ORIGINAL REQUEST TO AUDIT INMATE BANKING AND FOR ACCOUNT STATEMENTS. IT IS THE COURT THAT VIOLATED PETITIONERS PLEADINGS BY RECONSTRUING THEM TO BE SOMETHING OTHER THAN WHAT WAS ITS ORIGINAL INTENTION. WITHOUT MAKING AVAILABLE TO HIM TO AMEND THOSE PLEADINGS. MAKING THEIR ORDER AND MAKING IT OUTSIDE OF THE DETERMINATION OF THE MANDAMUS PROCESS.

IT IS OBVIOUS THE RESPONDENTS ARGUMENT CONCERNING THIS IS A RED HERRING THE COURT SHOULD OUT RIGHT REJECT SO TO.

1. THE RESPONDENTS DO NOT PROVE THE OPPOSITE IS TRUE TO PETITIONERS ARGUMENT THAT THE JUDGE WHO SIGNED THE ORDER WHO WAS NOT ASSIGNED TO THE CASE SHOULD HAVE. BY QUOTING ANY LEGAL AUTHORITY THAT WOULD OPPOSE SUCH AND DEFEAT PETITIONERS STATEMENTS THAT ONLY THE JUDGE PRSIDING OVER THE CASE SHOULD HAVE MADE ITS DETERMINATION IN THIS INSTANCE. YET, THEY EVEN ADMIT THIS IS NORMAL PRACTICE. SO, WHY WAS THIS NORMAL PRACTICE NOT FOLLOWED? (SEE OPPOSITION PAGE 3 LINES 21-27) WHEN WAS THIS ORDER NOT DISCLOSED UNTIL MONTHS LATER?

2. THAT BECAUSE THE RESPONDENTS OPPOSED THE ENTIRE MOTION THAT MEANS THE PROPOSED ORDER IS FOR EVERYTHING THEY OPPOSED, EVEN IF IT WAS NOT INCLUDED. NOT TRUE! THE PROPOSED ORDER SHOULD HAVE INCLUDED EVERY ASPECT OF THE OPPOSED MOTION, AND THIS WAS NOT DONE IN SPITE OF THE FACT THEY OPPOSED SUCH. THE REASON STANDS THAT THE RESPONDENT'S UNDERSTOOD AUDIT OF INMATE BANKING IS NOT A DISCOVERY REQUEST AT ALL. OR COMPEL

BUT AN INVESTIGATIVE INQUIRY OF THE COURT TO LOOK INTO THE OBEDIENCE OF SB-22 IN ITS INTIRETY. WHICH NDOC DID NOT DO. EVEN THEIR OWN MEMO PUT OUT BY THEM PROVES. THE ACCOUNT STATEMENTS PRODUCED BY THEM PROVE BY THE FOLLOWING EVIDENCE

C. THE ACCOUNT STATEMENTS PROVE THAT IN MARCH $300.00 WAS SENT TO PETITIONER AND EVERY PENNY WAS CONFISCATED. BECAUSE OF SB-22 75% WAS GIVEN AS A REVERSAL IN JULY TO THE PETITIONER THE RESPONDENTS STATE THAT THE SB-22 BILL DOES NOT STATE THAT THE DATE OF THE IMPLEMENTATION WOULD GO BACK TO THE DATE OF ITS PASSING. YET, IN DOCUMENTATION WE SEE NDOC RECOGNIZED THE NEED TO GO BACK TO MARCH TO RETURN MONEY TO PETITIONER BECAUSE OF SB-22. THEIR MEMO PROVES THIS. YET, JUST NOT TO ANY STIMULUS MONEY GIVEN BY THE U.S. DEPARTMENT OF THE TREASURY. THAT WAS PLACED TO THIS PETITIONER'S ACCOUNT IN JUNE AND ALSO TO OTHER INMATES THROUGHOUT NDOC. THEY CHOSE TO PICK AND CHOOSE WHAT MONEY WOULD APPLY AND WHAT WOULD NOT UNDER THE LAW. INSTEAD OF APPLYING IT TO EVERY CIRCUMSTANCE IS JUST ABSURD. MUST BE REJECTED BY THIS COURT. THAT IS WHY AN AUDIT MUST BE CONDUCTED IN THIS SITUATION AND THE REQUEST FOR SUCH WAS GIVEN BY PETITIONER FOR THE COURT TO LOOK INTO. THIS PETITIONER HAD A RIGHT TO REQUEST OF THIS COURT,

THE COURT DID NOT FIND IN ITS CONCLUSION THAT PETITIONER'S FILING WAS DEFECTIVE BECAUSE HIS REQUESTS WERE OUTSIDE OF THE SCOPE OF THE MANDAMUS PROCESS. NOR HAVE THE RESPONDENTS PROVEN IT TO BE THE CASE AS WELL. THEIR OPPOSITION DOES NOT DETERMINE THIS TO BE THE CASE EITHER.

THE REPONDENTS LAST AND FINAL ARGUMENT IS WITHOUT ANY LEGAL MERIT OR EFFECT WHATSOEVER. SINCE THEY STATE

NONE OF THESE ISSUES ADDRESSED BY PETITIONER HAVE ANY OVERALL EFFECT OF THE PURPOSE OF THE MANDAMUS AND THE COURT'S ULTIMATE DECISON OF WHETHER OR NOT INTERVENTION IS WARRANTED BY THE COURT IN THIS CASE. OR IF PETITIONER HAS A REMEDY IN THE FORM OF A CIVIL LAWSUIT.

PETITIONER HAS ALWAYS MAINTAINED IT IS PERTINENT TO THE COURT TO DECIDE IS IF THE LAW WAS FOLLOWED, AND IF NOT, WHETHER THE COURT SHOULD COMPEL THE STATE ENTITY TO BE COMPELLED TO FOLLOW IT. OR DOES HE HAVE THE RIGHT TO DO SO UNDER THIS MANDAMUS PROCESS. TO PROBE INTO WHETHER THE COURT CAN AUDIT INMATE BANKING TO PROVE THEY HAVE COMPLIED BY PROOF OF THEIR OWN ACCOUNTS BEING EXPOSED TO THE COURT.

1. NRS 21.105(1)(N) STATES THAT NO LEGAL OR EQUITABLE PROCESS CAN FORCE A DEBTOR TO PAY OFF OWED DEBTS OR ANY OBLIGATIONS TO ANY PERSON PLACING SUCH DEMAND UPON THIS ACCOUNT. IF IT IS DETERMINED THAT THE MONEY DEPOSITED INTO THE ACCOUNT IS FROM A U.S. DEPARTMENT OF TREASURY DEPOSIT AND WITHOUT LIMITATIONS INCLUDING ETC., THIS MONEY "MUST" REMAIN ACCESSIBLE TO THE "JUDGMENT" "DEBTOR".

2. WHAT IS DETERMINED UNDER THE LAW BY A WRIT OF EXECUTION OR GARNISHMENT BY THE COURT? WHICH IS LEVIED AGAINST THIS ACCOUNT IS IT ANY LEGAL OR EQUITABLE PROCESS TO ABSTRACT MONEY OWED? IF SO, DID THE NDOC HAVE THE RIGHT TO PLACE INMATES UNDER THIS PROCESS UNDER THIS IDENTIFIABLE DEPOSIT, WHICH IS STIMULUS MONEY DEPOSITED BY THE U.S. DEPARTMENT OF TREASURY, TO PAY OFF LEGAL FEES LEVIED BY THE COURT'S ACTION? WAS THE LAW FOLLOWED OR DID THE NDOC HAVE THE RIGHT TO SIDESTEP THIS LAW AND DO WHAT THEY DID? UNDER NRS 21.105(1)(N)?

3. WAS SB-22 FOLLOWED IN ITS ENTIRETY AS STATED BY NDOC'S MEMO AND THE ACTION THEY SHOWED THEY WERE TO COMPLY WITH AND CHOSE TO PICK AND CHOOSE HOW TO APPLY THE LAW TO WHAT MONEY WAS SENT IN TO AN INMATE FROM AN OUTSIDE SOURCE.

THE MANDAMUS PROCESS IS TO FORCE COMPLIANCE UPON A STATE AGENCY THAT HAS BEEN ENTRUSTED BY SOME OFFICE TO OBEY THE LAWS IT IS ENTRUSTED TO OBEY. DID THE NDOC VIOLATE THE LAW? PETITIONER SHOWS AND DEMONSTRATES YES THEY DID? UNDER THE MANDAMUS PROCESS HAS THE RIGHT TO ASK OF THE COURT TO INTERVENE AND FORCE COMPLIANCE TO THE STATE ENTITY TO DO SO. NO LAWSUIT CAN RECTIFY THIS IN A BROAD PERSPECTIVE TO EVERY INMATE INVOLVED. OR IS THERE SOME OTHER RECOURSE UNDER THE LAW TO BRING ABOUT THIS PROCESS.

THEREFORE, ALL THAT WAS REQUESTED BY PETITIONER WAS ADEQUATELY UNDER THE LAW LEGITIMATELY GIVEN BY HIM. THE COURT'S ORDER CHANGED PETITIONER'S PLEADINGS WITHOUT GIVING HIM TIME TO AMEND OR RECTIFY HIS PLEADINGS, WHICH STATED IN HIS OPPOSITION TO COURT ORDER STATES IS A VIOLATION TO THE DUE PROCESS TO BE HEARD UNDER THE LAW. THIS ORDER MUST BE REVERSED BASED UPON THE IMPORTANCE OF THE EFFECT OF THE PLEADING WHICH ARE PRESENTED BEFORE THIS COURT WILL HAVE IN ITS FINAL OUTCOME.

DATED THIS 18TH DAY OF JANUARY 2022.

By: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239.B.030

I, THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE FOREGOING DOCUMENT DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 18TH DAY OF JANUARY, 2022

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

CERTIFICATE OF SERVICE

I CERTIFY, THAT I AM THE PETITIONER, MICHAEL JOSEPH GEIGER, AND THAT ON THIS 18TH DAY OF JANUARY, 2022. I CAUSED TO BE DEPOSITED FOR MAILING A TRUE AND CORRECT COPY OF THE FOREGOING: PETITIONER'S REPLY TO OPPOSITION TO MOTION IN OPPOSITION TO COURT ORDER BEING IMPLEMENTED AGAINST PETITIONER IN VIOLATION OF PROPER PROCEDURAL CONSIDERATION UNDER WRIT OF MANDAMUS. TO THE FOLLOWING:

AARON D. FORD
ATTORNEY GENERAL
JOHN C. DORAME
100 N. CARSON ST.
CARSON CITY, NV 89701-4717

BY: _____

MICHAEL JOSEPH GEIGER

PETITIONER IN PRO-SE

CASE NO: 21 OC 00068 1B

DEPT NO: 2

REC'D & FILED
2022 FEB -7 PM 4:46
AUBREY ROWLATT
CLERK
DEPUTY

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR CARSON CITY

MICHAEL JOSEPH GEIGER
PETITIONER

V.

THE STATE OF NEVADA, EX REL: NDOC ET AL
RESPONDANT

NOTICE OF APPEAL

NOTICE IS GIVEN THAT PETITIONER, MICHAEL JOSEPH GEIGER, IN PRO-SE, HEREBY APPEALS TO THE NEVADA SUPREME COURT THE NOTICE OF ENTRY OF ORDER DENYING PETITION FOR WRIT OF MANDAMUS FILED/ENTERED ON OR ABOUT THE 14th DAY OF JANUARY, 2022 IN THE ABOVE-ENTITLED COURT.

DATED THIS 3rd DAY OF FEBRUARY, 2022.

BY:

MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE
LOVELOCK CORRECTIONAL CENTER
1200 PRISON ROAD
LOVELOCK, NV 89419

CERTIFICATE OF SERVICE

I DO CERTIFY THAT I MAILED A TRUE AND CORRECT COPY OF THE FOREGOING NOTICE OF APPEAL TO THE BELOW ADDRESS ON THIS 3rd OF FEBRUARY, 2022, BY PLACING THE SAME IN THE U.S. MAIL VIA PRISON LAW LIBRARY STAFF:

AARON D. FORD
ATTORNEY GENERAL
JOHN C. DORAME
100 N. CARSON ST.
CARSON CITY, NV 89701-4717

BY: _____
MICHAEL JOSEPH GEIGER
1200 PRISON ROAD
LOVELOCK, NV 89419
PETITIONER IN PRO-SE

AFFIRMATION PURSUANT TO NRS 239B.030

THE UNDERSIGNED DOES HEREBY AFFIRM THAT THE PRECEDING NOTICE OF APPEAL DOES NOT CONTAIN THE SOCIAL SECURITY NUMBER OF ANY PERSON.

DATED THIS 3rd DAY OF FEBRUARY, 2022.

BY: _____
MICHAEL JOSEPH GEIGER
PETITIONER IN PRO-SE

RECEIVED
2022 FEB -8 AM 8:51
CLERK
BY DEPUTY

In The First Judicial District Court of the State of Nevada
In and for Carson City

MICHAEL JOSEPH GEIGER,

Petitioner(s),

vs.

STATE OF NEVADA, EX REL. NEVADA DEPARTMENT OF CORRECTIONS,

Respondent(s).

Case No.: 21 OC 00068 1B

Dept. No.: II

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

   - MICHAEL JOSEPH GEIGER

2. Identify the judge issuing the decision, judgment, or order appealed from:

   - HONORABLE JAMES E. WILSON, JR.

3. Identify each appellant and the name and address of counsel for each appellant:

   - MICHAEL JOSEPH GEIGER #76906 (APPELLANT IN PROPER PERSON)
   1200 PRISON ROAD
   LOVELOCK, NV 89419

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

   - STATE OF NEVADA; NEVADA DEPARTMENT OF CORRECTIONS (RESPONDENTS)
   AARON D. FORD, ATTORNEY GENERAL (COUNSEL FOR RESPS)
   100 N. CARSON STREET
   CARSON CITY, NV 89701-4717

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

- NOT APPLICABLE

6. Indicate whether appellant was represented by appointed or retained counsel in the district court:

- APPELLANT IN PROPER PERSON IN DISTRICT COURT

7. Indicate whether appellant is represented by appointed or retained counsel on appeal:

- APPELLANT IN PROPER PERSON ON APPEAL

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

- ORDER TO PROCEED IN FORMA PAUPERIS FILED AUG. 3, 2021

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed):

- WRIT OF MANDAMUS FILED AUG. 3, 2021

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

- ORDER DENYING PETITION FOR A WRIT OF MANDAMUS (AMENDED) FILED JAN. 6, 2022

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:

- NOT APPLICABLE

12. Indicate whether this appeal involves child custody or visitation:

- NOT APPLICABLE

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

- NOT APPLICABLE.

Dated this 8th day of February, 2022.

AUBREY ROWLATT, Carson City Clerk
885 E. Musser St., #3031
Carson City, NV 89701

By _____ Deputy

21 OC 00068 1B

REC'D & FILED
2022 FEB 14 PM 11:06
AUBREY ROWLATT
CLERK
BY
DEPUTY

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL JOSEPH GEIGER,
Appellant,
vs.
THE STATE OF NEVADA
DEPARTMENT OF CORRECTIONS,
Respondent.

No. 84212

FILED
FEB 14 2022
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY
DEPUTY CLERK

ORDER DIRECTING TRANSMISSION OF RECORD

Having reviewed the documents on file in this pro se appeal this court concludes that review of the complete record is warranted. NRAP 10(a)(1). Accordingly, within 30 days from the date of this order, the clerk of the district court shall transmit to the clerk of this court a certified copy of the trial court record in District Court Case No. 21 OC 00068 1B. *See* NRAP 11(a)(2) (providing that the complete "record shall contain each and every paper, pleading and other document filed, or submitted for filing, in the district court," as well as "any previously prepared transcripts of the proceedings in the district court"). The record shall not include any exhibits filed in the district court. NRAP 11(a)(1).

It is so ORDERED.

_____, C.J.

cc: Michael Joseph Geiger
Attorney General/Carson City
Carson City Clerk

STATE OF NEVADA,

CARSON CITY. } ss.

I, AUBREY ROWLATT, Carson City Clerk of Carson City, State of Nevada, and ex-officio Clerk of the District Court, in and for Carson City, do hereby certify that the foregoing is a full, true and correct copy of the original documents designated in the action entitled and numbered 21 OC 00068 1B:

MICHAEL JOSEPH GEIGER, Petitioner,

vs.

THE STATE OF NEVADA ET. AL., Respondent.

which now remains on file and of record in my office in said Carson City.

In testimony whereof, I have hereunto set my hand and Affixed my official seal, at Carson City, in said State, this

9th day of March, 2022

Aubrey Rowlatt, Clerk