

1 MATTHEW TRAVIS HOUSTON #7035801 @ CCDC; pro se
2 #1210652 @ NDOC - P.O. Box 650 - Indian Springs, NV - 89070

3 EIGHTH JUDICIAL DISTRICT COURT

4 CLARK COUNTY, NEVADA

Electronically Filed
Feb 14 2022 04:12 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

5
6 Matthew Travis Houston
7 Appellant

Case # C-21-357927-1

Dept # X **FILED**

8 vs.

9 STATE OF NEVADA
10 Respondent

January 25 FEB 18 2022 11:00 AM
CLERK OF COURT

"de novo" hearing requested

11 DIRECT APPEAL

12 MOTION DIRECT APPEAL AND AMENDED

13 Moved FOR DEFENSE TO JAIL #7-750 file W/C

14 Comes now, Plaintiff in Error HOUSTON who
15 moves this Honorable Court to impose sanctions
16 upon officials not limited to Tierra Jones, her substitute,
17 Michael P. Villanig, Magistrate De la Garza,
18 Scott Poisson, Brian P. Clank, Christopher Burk,
19 Erica Tash, Jason Barrus, Andrew Flahive,
20 Daniel Schwartz, Sheriff Joe Lombardo, NDOC C/O
21 Popalauskas and whomever else to be called
22 by this court in the manifestation of justice, to improve
23 the community of Las Vegas, Nevada and to ensure
24 that all injured workers are properly compensated.

25 his Appeal is made upon all papers,
26 pleadings, documents on file and newly
27 discovered evidence to which this court has been
28 attempting to keep hidden from the truth.

29 Page #1

PETITION FOR JUDICIAL REVIEW OF ^{December 6th, 2021}

STATEMENT OF FACTS:

It is to be known to the court that the only reason HOUSTON agreed to original negotiations after false imprisonment on July 14th, 2021 (before his appointment on July 15th, 2021 at Nevada Retina Specialists w/Dr. Tyson Ward) was that so he could be released to search for and hopefully retrieve his trained seeing-eye dogs. Council failed to inform HOUSTON of a City Jail detainer hold, then informed HOUSTON before he had agreed to negotiations that there was NOT a city jail hold when in fact there was. Double jeopardy ref.

As Houston was never served with any summons, the traumatic events of July 14th, 2021 were and is a cruel and unusual punishment being inflicted upon Houston, what with him being denied his medical disability rating with Dr. Quagler, the impoundment of his seeing eye dogs and this tragedy (forcing him to relocate from his home state of Iowa) is further cause of unnecessary hardships and eviction from his out-of-house legal advocacy (Address 435 S. Linn Street, #927, Iowa City, Iowa 52240). The overreaching tactics used by both Sedgwick and the prosecution forced Houston into an unmanageable state of duress, homelessness and imprisonment due to R. McMorris' willful omissions and when ignoring claim adjuster Dianne Ferrante's falsehoods and other crimes both civil and criminal.

1 Dianne Ferrante has caused not only further
2 injury upon Houston but has further injured other workers
3 and totally permanently disabled citizens due
4 to her mishandlements, irresponsibility, willful neglect,
5 and other schemes not limited to the illegal
6 extortion of Houston's disability claims which are
7 substantially proven by the events of October 1st, 2021.
8 Sedgwick and its counsel Dan Schwartz are an abatable
9 nuisance and must be held accountable for the
10 damages inflicted upon Houston and the people of
11 the State of Nevada. In regards to events,
12 Houston has and continues to suffer from BATTERED
13 PERSONS SYNDROME as result of surviving numerous traumas
14 (other than ONE OCTOBER and his 2016 work
15 accident at Mandalay Bay Resort) including:
16 • death of uncle Randall Schoenherr - 2019
17 while illegally incarcerated in NDOC for a dismissed case.
18 • suicide of uncle Rollie Schoenherr - 2017.
19 • divorce from abusive spouse in 2014 after learning
20 that his son was NOT his and victim of domestic violence.
21 • suicide of brother Mitchell Ryan Houston - 2014.
22 • witnessed domestic violence between his parents
23 very often as a child - 1984 - 2000.

24 DREAM JOURNAL IN RE JANUARY 26-27, 2022:

25 Lastnight I was working again, with forklift. Operator was Tripp in
26 Nashville, TN from CREW ONE who kept telling me it's okay to ride on the
27 forklift. Then my right hand was cut off. I woke up to remember
28 how my right hand was smashed in 2013 while working for C-DIVE. I was getting
29 those records for subpoena - page # 3 - from Louisiana in January, 2021. K.M.T.H.

(page #4 of DIRECT APPEAL)
TO C-21-357927-1

1 AMENDED PETITION FOR JUDICIAL REVIEW

2 in re July 14th, 2021 - current date of illegal
3 incarceration at time of this writing being on or about Thursday,
4 January 27th, 2022, after waking up from CPTSD nightmare:

5 The primary factor showing the judicial biases against
6 petitioner is the fact that Tierra Jones never responded to
7 petitioner's first PETITION FOR WRIT OF HABEAS prepared while
8 illegally incarcerated at T.L.V.C.C. during his wrongful conviction
9 of DUI case No. C-17-323614-2, date and dept. unknown
10 due to petitioner's current false imprisonment in fish tank.
11 This DEFAULT STATUS of the state of Nevada is further
12 reinforced by the fact that the petitioner's drafts for a
13 2nd PETITION FOR A WRIT OF HABEAS CORPUS, along with the
14 rest of petitioner's correspondence are being withheld by the
15 Clark County Public Defender's office for no reason other
16 than the intentional disregard for injured worker's rights. This
17 bias is proven by numerous case history, one of which being
18 where an industrial work accident causing workers fatality was
19 determined by the courts to compensate only \$10,000 to the
20 surviving family to assist in paying funeral expenses. The
21 death was of an employee of Rhino Staging and happened
22 at MGM Grand Arena and the case is being served
23 subpoena in A-17-758861-1 Dept: 29 and multiple complaints.

24 As the malicious prosecution of the state has attempted
25 to make an example out of an honest and law abiding man,
26 the petitioner will now illustrate to this court some
27 accurate and truthful examples that explain how reoccurring
28 nightmares effect Dave Grohl, as most surely, the family
29 of the Rhino Staging employee is still haunted by the loss of their son.

EXHIBIT - November 25th 2021

1 At just about every Foo's concert, the band
2 plays Zoli "Walk," which has some of the
3 most audacious lyrics Grohl - or anyone, really -
4 ever wrote. "Every night when he sings the line
5 "I never want to die," says Smear, "I look at
6 him every time and think of Kurt. Every
7 single time. Because Kurt was "I hate
8 myself and I want to die." And that's the
9 opposite-ness of them. And I do so love
10 being with life lovers."

11 As it happens, Smear is correct about the
12 inspiration behind that song. "It kind of comes
13 from the day after Kurt died," Grohl says,
14 his voice a little softer than usual. "Waking
15 up that morning and realizing 'oh, shit, he's not
16 here anymore. I am. Like, I get to wake up
17 and he doesn't. I'm making a cup of coffee.
18 And he can't. I'm gonna turn on the radio.
19 And he won't. That was a big revelation to me."

20 "I think also in life, you get trapped
21 in crisis, where you imagine there's no way out.
22 When really, if you dare to consider that 'crisis
23 a blip on the radar, it's easier to push
24 through. And yea, I was just like, 'I
25 don't want anyone to have that feeling that
26 I had that morning."

EXHIBIT and APPEAL

topdawghouston (R) Page #1 (Page #5)

EXHIBIT

November 25th 2021

1 But in any case, he really means it.
2 "I'm serious," Grohl says. "I don't
3 want to ~~fucking~~ die! I know it's inevitable,
4 but I don't want to. That's gonna be such
5 a drag." He's silent for a rare moment, and
6 smiles, baring those battered teeth. "I'll
7 fight it as ~~fucking~~ long as I can."
8

9 — Rolling Stone Magazine
10 October 2021 page #79
11

12 Let this court's record reflect from page #3, line No. 21,
13 in honor of Appellant's brother Mitchell Ryan Houston, who would
14 have turned the age of 32 on the day that this EXHIBIT
15 was prepared.
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28 DIRECT APPEAL PAGE #6, EXHIBIT
29 topdawghouston® Page #2

1 POINTS AND AUTHORITIES are not limited to the reasons listed below:

2 The day that Houston was transferred to
3 City Jail to face double-jeopardy charges in Las
4 Vegas Municipal Court # C1248384A and # C1237802A
5 shows this court the failure of council in
6 informing Defendant as to ALL of the terms
7 and conditions per original negotiations having
8 made VOID any and all sorts of verbal and/
9 or written agreements made between the
10 prosecution and Defendant. This further shows
11 that Defendant would not have entered a
12 guilty plea to # C-21-357927-1 and would
13 have insisted upon going to trial. See
14 State v. Huebler 128 Nev. 192, 275 P. 3d
15 91, 128 Nev. Adv. Rep. 19, 2012 Nev. LEXIS 53
16 (Nev. 2012), cert denied, 568 U.S. 1147, 133 S.
17 Ct. 988, 184 L. Ed. 2d 767, 2013 U.S. LEXIS
18 1009 (U.S. 2013).

19 NRS 34.726 validates Defendant's claim of
20 ineffective assistance of council in that it meets
21 procedural requirements having been raised in a
22 timely petition when Defendant had requested to
23 withdraw his plea during a video court appearance
24 prior to December in which the "substitute" judge
25 had appointed Anthony M. Goldstein to represent
26 Houston in determining the prospective motion's validity.

27 Defendant was prejudiced by Bernard Little's failure
28 in applying Houston to Mental Health Court and the
29 delay to Drug Court, interview post-conviction on December 10th.

1 Defendant has been overwhelmingly prejudiced in this
2 case, especially with the initial statement made by the
3 prosecution labelling Houston as "a danger to society"
4 and when female judge Tierra Jones, after Ben Little
5 failed to rebut the false pretences made by R.
6 McMorris, made personal comments further insulting
7 character of the Defendant after he invoked his
8 5th Amendment rights, especially considering the
9 fact that prior to the Defendant being in
10 custody he had never seen R. McMorris, in a
11 person, up close or from afar nor had he communicated
12 with her over any sort of telephone, e-mail, listening
13 device, social media or otherwise.

14 Petitioner/defendant was denied his constitutional right to defend
15 himself without counsel when the substitute judge appointed Anthony
16 M. Goldstein. See *Hollis v. State*, 95 Nev. 664, 601 P.2d 62, 1979 Nev. LEXIS
17 637 (Nev. 1979). "unreliable" is self-explanatory, see *Buffalo v. State*, 111
18 Nev. 1139, 901 P.2d 647, 111 Nev. Adv. Rep. 127, 1995 Nev. LEXIS 125
19 (Nev. 1995). Tierra Jones and every other individual refusing to
20 take accountability for the current injustices against Petitioner
21 is guilty of violating NRS § 484.219, renumbered to NRS 484E.06
22 and should be charged with leaving the scene of a single accident
23 because deliberate indifference is wrong, just as R. McMorris lies
24 she told on record were. See *Firestone v. State*, 120 Nev. 13, 83
25 P.3d 279, 120 Nev. Adv. Rep. 3, 2004 Nev. LEXIS 3 (Nev. 2004).
26 Furthermore, the credit for presentence incarceration of the
27 Petitioner is inaccurate. See *Griffin v. State* 122 Nev. 737, 137
28 P.3d 1165, 122 Nev. Adv. Rep. 63, 2006 Nev. LEXIS 70 (Nev. 2006).

1 THE FOURTH (4th) AMENDMENT OF THE CONSTITUTION (U.S.)

2 FRUIT OF THE POISONOUS TREE

3 "The 4th Amdt requires that a search and
4 seizure be pursuant to a warrant supported by
5 probable cause. Exceptions to the warrant
6 requirement under Terry include "traffic stops",
7 which must meet Terry requirements. The 4th Amdt
8 places strict limitations on the state in its exercise
9 of power and authority." - The Crossing, by Michael Connelly.

10 Framing an injured worker for the second
11 time and interfering with official acts of the pleadings of
12 case #A-17-75P&61-C; making false claims of
13 supposed "lifetime re-opening rights" to a
14 claim that was catastrophic in nature and
15 never was to have been closed is NOT a
16 valid exercise of constitutional authority in Nevada
17 or anywhere else in U.S.A., especially Colorado,
18 Texas and California. Mr. Houston committed none
19 of these 'AGGRAVATED STALKING' offences as
20 shown on record by the alleged victim, R.
21 McMorris whom Houston has never even seen -
22 until brought to unfair hearings, has no clue as to
23 where her or her family resides, and it's perfectly
24 legal and the correct way that Houston reported
25 the SEDGWICK scams of D. Ferrante and J. Shockley
26 to LUMPD House ARREST as it is Houston who is the
27 victim of their negligent scam of extortion. The state
28 government trampled on Houston's rights to be
29 protected from unlawful search and seizure, his
30 rights as an American citizen and desecrated the
31 American's With Disabilities Act of 1993. Page #9

1 See 249 So. 2d 908, 918: This miscarriage of justice
2 is a justiciable controversy in that the dispute involves
3 legal relations of parties, who have real adverse interests, and
4 upon whom judgement may effectively operate through a
5 decree of conclusive character.

6 See 155 S.E. 2d 618, 621: This dispute is NOT
7 hypothetical, contingent or abstract other than the FACT
8 that insurance claim adjusters might be being paid kickbacks or
9^{or} contingency fees to see that Houston is denied his
10 indemnity which is what has happened on more than
11 one occasion since his incurring of numerous⁽²⁷⁾ catastrophic
12 injuries and multiple wrongful convictions. This court was not
13 justiciable in accepting Houston's original plea nor was it
14 feasible for prosecution to conjure up the indictment on
15 a permanently totally disabled worker as result of the false
16 pretenses made against Houston and other injustices he has
17 suffered. The fact that this court stood with a lying worker's
18 compensation adjuster's boss is pervasive and the continuous
19 errors made by this court are extremely prejudicial to the
20 appellant, harmful in the upmost ways to him and his family
21 and warrant an immediate review by the Supreme Court of
22 the State of Nevada. See 178 P. 2d 341.

23 To explain the conflict between attorney, appellant and this
24 court in both civil and criminal case(s), the Clark County
25 Public Defender's office contributed to Houston's indigent status,
26 while the history of the Las Vegas judicial system being
27 biased against injured workers and their claims shows how courts
28 value the big insurance companies over the health, rights and freedoms
29 of We The People... page #10 See Clark v. State, 108 Nev. 324/1992

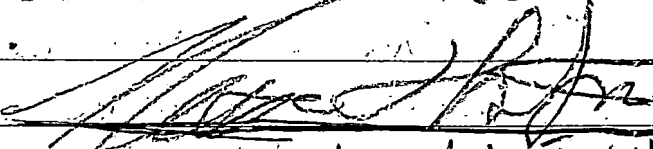
1 Petitioner-appellant was unable to telephone Anthony M.
2 Goldstein due to indigence and CCDC not allowing collect calls, nor
3 was he provided any sort of phone number to his court
4 appointed attorney's office and not visited enough by the
5 Clark County Public Defenders office. See *Young v.*
6 *State*, 120 Nev. 963 (2004)

7 To reference for further use page 2 lines 10-14, appellant
8 was subjected to double jeopardy which began before he was
9 arrested since the warrant was illegal due to the facts
10 that appellant was never served with any sort of summons
11 to the charges made against him, nor was he informed that
12 any sort of crime might have taken place, especially because
13 he did NOT reside within the jurisdiction of the State of
14 Nevada. See *State v. Blackwell*, 65 Nev. 405, 198 P.2d 280, 1948 Nev.
15 LEXIS 65 (Nev. 1948) cert. denied, 336 U.S. 939, 69 S.Ct. 742, 93
16 L. Ed. 1097, 1949 U.S. LEXIS 2642 (U.S. 1949).

17 This false imprisonment amounts to kidnapping by the fact that
18 Appellant and his trained service animals were removed from 3041
19 Saint Rose Pkwy, Henderson, NV to another place. See 174 N.E. 162, 163.
20 This unlawful removal was of a substantial distance and substantial
21 time period in an isolated place for the purpose of Sedgwick obtaining
22 an award, facilitating numerous felonies not only by both harming
23 and terrorizing the Appellant. The interruptions of Appellant's
24 worker's compensation, social security and personal injury
25 litigations and advocacy is interfering with government
26 function. See Model Penal Code §212.1. The abduction being
27 purportrated by employees of Sedgwick and in coercion with law
28 enforcement has transformed the Appellant's indemnity into nothing
29 more than a Page # 11 criminal ransom demand.

1 Petitioner/appellant did not feel comfortable with court appointed
2 counsel filing his MOTION TO WITHDRAW PLEA while in custody because
3 at a prior hearing, the previous case involved a defendant who committed
4 identity theft. What with appellant being a victim of ID theft, his duress increased
5 This case illustrates how the State of Nevada cares not for its
6 citizens, visitors nor injured workers and shows little if no regard
7 for the health and mental/emotional security of the
8 permanently totally disabled, their work places, survivors, friends
9 and family let alone their pets and/or trained service animals. It
10 is nothing more than a ploy and a shallow attempt to recruit more
11 of the poor and unlucky into the forced slave labor camps of
12 the Nevada Division of Forestry; so that corporate welfare may
13 take advantage of the working-class while profiting off of
14 the weak and underprivileged, caring not of freedom nor for
15 the imprisoned. The malicious prosecution employed expidative
16 tactics in obtaining their wrongful convictions to obstruct not
17 only the Petitioner's entire life but they have delayed the
18 orderly process of the criminal justice system in siding with
19 an insurance scam over the true victim, that being this
20 principal and Plaintiff In Error, Matthew Travis Houston.

21 WHEREFORE, the undersigned demands that the court conducts
22 proper and accurate judicial reviews of this case and ALL others
23 related, not limited to the following: #A-17-758861-C Dept. 29
24 Supreme Court of Nevada Appeals #758861 and #323614
25 Las Vegas Municipal Court #C1248384A and #C1237802A
26 District Court Case #C-17-323614-1.

27 Respectfully submitted, x 

28 D DATED THIS 7th day of February 2022. Appellant Matthew Travis Houston

29 Signed under the declaration under penalty of perjury. Page # 12 NRCB 5(b), NRS 239B.030
CERTIFIED BY THE U.S.D.S.

Matthew Houston #1210652

HOSP

P.O. Box 650

Indian Springs, NV

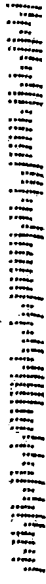
89070-0650

LAS VEGAS NV 890

11 FEB 2022 PM 4 L

in re C-21-357927-1
Clerk of the Court
Steven D. Grierson
200 Lewis Ave, 3rd Floor
Las Vegas, NV 89155-1160

000003-10168

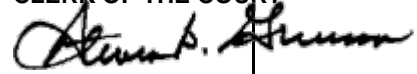


UNIT 12

FEB 10 2022

HIGH DESERT STATE PRISON





1 ASTA

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3
4
5
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**
9

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 MATTHEW HOUSTON
14 aka MATTHEW TRAVIS HOUSTON ,

15 Defendant(s),

Case No: C-21-357927-1

Dept No: XI

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Matthew Travis Houston

20 2. Judge: Tierra Jones

21 3. Appellant(s): Matthew Travis Houston

22 Counsel:

23 Matthew Travis Houston #1210652
24 P.O. Box 650
25 Indian Springs, NV 89070

26 4. Respondent: The State of Nevada

27 Counsel:

28 Steven B. Wolfson, District Attorney
200 Lewis Ave.

Las Vegas, NV 89101
(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: August 3, 2021

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Judgment of Conviction

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 22 day of February 2022.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

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

cc: Matthew Travis Houston

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-21-357927-1**

State of Nevada
vs
Matthew Houston

§
§
§
§
§
§
§
§

Location: **Department 11**
Judicial Officer: **Roohani, Ellie**
Filed on: **08/03/2021**
Case Number History:
Cross-Reference Case Number: **C357927**
Defendant's Scope ID #: **7035801**
ITAG Case ID: **2389397**
Lower Court Case Number: **21CR019840**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. AGGRAVATED STALKING	200.575.2	F	12/23/2020		
Arrest: 08/03/2021				Case Status:	12/08/2021 Closed

Statistical Closures

12/08/2021 Guilty Plea with Sentence (before trial) (CR)

Warrants

Bench Warrant - Houston, Matthew Travis (Judicial Officer: Jones, Tierra)
10/25/2021 3:08 PM Returned - Served
10/11/2021 7:30 AM Active
Hold Without Bond





DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number	C-21-357927-1
Court	Department 11
Date Assigned	01/18/2022
Judicial Officer	Roohani, Ellie














PARTY INFORMATION

Defendant	Houston, Matthew	<i>Lead Attorneys</i> Public Defender <i>Public Defender</i> 702-455-4685(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

08/03/2021	 Criminal Bindover [1]	<i>Index #1</i>
08/03/2021	 Criminal Bindover - Confidential [2]	<i>Index #2</i>
08/03/2021	 Information Party: Plaintiff State of Nevada [3] Information	<i>Index #3</i>
08/04/2021	 Reporters Transcript [4] Reporter's Transcript of Unconditional Waiver	<i>Index #4</i>





CASE SUMMARY
CASE NO. C-21-357927-1

08/04/2021	 Guilty Plea Agreement Party: Defendant Houston, Matthew <i>[5] Guilty Plea Agreement</i>	Index #5
10/05/2021	 Motion Filed By: Defendant Houston, Matthew <i>[6] Motion to Withdraw as Attorney of Record and Appoint Alternate Counsel In Order for Defendant to Withdraw His Guilty Plea</i>	Index #6
10/05/2021	 Notice of Motion <i>[7] State's Notice of Motion and Motion to Remand Defendant and Increase Bail Pursuant to NRS 178.484(12) For Violating His Plea Agreement, His Release Conditions, and Disobeying District Court Orders on Order Shortening Time</i>	Index #7
10/08/2021	 Notice Filed By: Plaintiff State of Nevada <i>[8] State's Notice of Manual Filing of Exhibit 1 for State's Notice of Motion and Motion to Remand Defendant and Increase Bail Pursuant to NRS 178.484(12) for Violating his Plea Agreement, his Release Conditions and Disobeying District Court Orders</i>	Index #8
10/12/2021	 Bench Warrant <i>[9] Bench Warrant</i>	Index #9
10/18/2021	 Bench Warrant Return <i>[10]</i>	Index #10
11/08/2021	 PSI <i>[11]</i>	Index #11
12/08/2021	 Judgment of Conviction <i>[12] Judgment of Conviction</i>	Index #12
01/03/2022	 Motion to Dismiss Counsel Party: Defendant Houston, Matthew <i>[13] Motion to Dismiss Counsel</i>	Index #13
01/18/2022	Case Reassigned to Department 11 <i>From Judge Tierra Jones to Judge Ellie Roohani</i>	
01/26/2022	 Verification Filed by: Defendant Houston, Matthew <i>[14] Verification of Providing Discovery Materials to Defendant</i>	Index #14
02/01/2022	 Order <i>[15] Order Granting In Part, Denying In Part Defendant's Pro Per Motion to Dismiss Counsel</i>	Index #15
02/18/2022	 Notice of Appeal (Criminal) <i>[16] Notice of Appeal</i>	Index #16
02/22/2022	 Case Appeal Statement <i>Case Appeal Statement</i>	Index #17

HEARINGS

CASE SUMMARY

CASE NO. C-21-357927-1

08/04/2021	 Initial Arraignment (8:00 AM) (Judicial Officer: Villani, Michael) Plea Entered; Journal Entry Details: <i>Deputized Law Clerk, Haley Beza present on behalf of the State. NEGOTIATIONS are as contained in the Guilty Plea Agreement filed on 8/4/2021 and placed on the record by Mr. Gutierrez. DEFT. HOUSTON ARRAIGNED AND PLED GUILTY TO AGGRAVATED STALKING (F). Court ACCEPTED plea, and ORDERED, matter REFERRED to the Division of Parole and Probation (P&P) and SET for sentencing. Pursuant to negotiations, COURT FURTHER ORDERED, Deft. GRANTED Own Recognizance (OR) Release with LOW LEVEL ELECTRONIC MONITORING and Defendant shall stay away and have NO CONTACT with Redenta Blacic, Rosemarie McMorris and/or Jonathan Shockely; additionally Defendant shall STAY AWAY from 9930 West Cheyenne Avenue, Las Vegas, Nevada. Court DIRECTED Deft. to report to P&P within 24 hours of release. OR/LOW LEVEL EMP 11/29/2021 8:30 AM SENTENCING (DEPT. 10);</i>
10/11/2021	Motion to Withdraw as Counsel (8:30 AM) (Judicial Officer: Jones, Tierra) <i>[6] Motion to Withdraw as Attorney of Record and Appoint Alternate Counsel In Order for Defendant to Withdraw His Guilty Plea</i>
10/11/2021	Motion (8:30 AM) (Judicial Officer: Jones, Tierra) <i>State's Notice of Motion and Motion to Remand Defendant and Increase Bail Pursuant to NRS 178.484(12) For Violating</i>
10/11/2021	 All Pending Motions (8:30 AM) (Judicial Officer: Jones, Tierra) Bench Warrant Issued; Journal Entry Details: <i>APPEARANCES CONTINUED: Mr. Ramsey present via video on behalf of deft. through bluejeans technology. State's Notice of Motion and Motion to Remand Defendant and Increase Bail Pursuant to NRS 178.484(12) For Violating Deft. not present. Court noted there's a motion to withdraw filed, however deft. is not here. Ms. Rhoades requested a bench warrant. COURT ORDERED, BENCH WARRANT, NO BAIL. B.W. /LLEM;</i>
10/25/2021	 Bench Warrant Return (8:30 AM) (Judicial Officer: Becker, Nancy) Matter Heard; Journal Entry Details: <i>APPEARANCES CONTINUED: Deft. present via video from the Jail. Mr. Little present via video through bluejeans technology. DEFT. HOUSTON RETURNED ON THE WARRANT. Court noted there are some competing motions. Upon Court's inquiry, Counsel requested to respond orally to the motion to remand. Following arguments and statements by deft, COURT ORDERED, Motion to Remand, GRANTED. FURTHER COURT ORDERED, Bail INCREASED to \$15,000 plus HIGH LEVEL ELECTRONIC MONITORING. Court admonished deft. to make no more contact or phone calls to the victim. Further, Court admonished deft. to talk to his attorney. COURT FURTHER ORDERED, matter SET for confirmation of counsel for limited purpose on the date given. CUSTODY 11/01/21 8:30 A.M. CONFIRMATION OF COUNSEL - LIMITED PURPOSED ;</i>
11/01/2021	 Confirmation of Counsel (8:30 AM) (Judicial Officer: Becker, Nancy) <i>Confirmation of Counsel: Goldstein</i> Matter Heard; Confirmation of Counsel: Goldstein Journal Entry Details: <i>Mr. Little stated this case was on today for confirmation of alternate counsel. MATTER TRAILED. MATTE RECALLED. All parties present as before. Anthony Goldstein Esq. present. Mr. Goldstein stated he can accept the appointment adding that he visited with the Defendant last week, and requested thirty days to investigate if there are grounds to file a Motion to Withdraw. COURT DIRECTED Mr. Goldstein to file a motion by the continued hearing date, and ORDERED Sentencing hearing VACATED. CUSTODY 11/29/2021 8:30 A.M. STATUS CHECK: MOTION TO WITHDRAW PLEA CLERK S NOTE: This Minute Order was prepared by listening to the JAVs recording system. (11-20-2021 ks);</i>
11/29/2021	CANCELED Sentencing (8:30 AM) (Judicial Officer: Jones, Tierra) <i>Vacated</i>

CASE SUMMARY

CASE NO. C-21-357927-1

11/29/2021



Status Check (8:30 AM) (Judicial Officer: Jones, Tierra)

11/29/2021, 12/06/2021

Status Check: Sentencing or Motion to Withdraw Plea

MINUTES

Matter Continued;

Defendant Sentenced;

Journal Entry Details:

Upon Court's inquiry, Deft. confirmed he no longer wished to withdraw his guilty plea. COURT ORDERED, Mr. Goldstein WITHDRAWN as counsel; Ben Little, Deputy Public Defender, CONFIRMED as counsel. Argument by the State. Argument by counsel. Victim Speaker SWORN and TESTIFIED to the Court. DEFT. HOUSTON ADJUDGED GUILTY of AGGRAVATED STALKING (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$250.00 Indigent Defense Civil Assessment fee, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MAXIMUM of NINETY-SIX (96) MONTHS and a MINIMUM of TWENTY-FOUR (24) MONTHS in the Nevada Department of Corrections (NDC), with NINETY-THREE (93) DAYS credit for time served. FURTHER, \$150.00 DNA Analysis fee WAIVED. BOND, if any, EXONERATED. NDC;

Matter Continued;

Defendant Sentenced;

Journal Entry Details:

Mr. Goldstein requested a week continuance so he can have another opportunity to visit Deft. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 12/6/21 8:30 AM;

01/24/2022



Motion to Dismiss (1:30 PM) (Judicial Officer: Roohani, Ellie)

Motion to Dismiss Counsel

Granted in Part;

Journal Entry Details:

Deft. not present. Court noted the motion submitted by Deft. was largely unintelligible. Based on the Court's understanding of Deft's motion, COURT ORDERED, motion GRANTED IN PART, DENIED IN PART; the Public Defender is DISMISSED; request to recuse Judge Jones is DENIED AS MOOT; request for money is DENIED. Mr. Little indicated he would send his file to Deft. with the exception of the phone calls. NDC;

JOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

MATTHEW HOUSTON aka
Matthew Travis Houston
#7035801

Defendant.

CASE NO. C-21-357927-1

DEPT. NO. X

JUDGMENT OF CONVICTION

(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crime of AGGRAVATED STALKING (Category B Felony) in violation of NRS 200.575; thereafter, on the 6th day of December, 2021, the Defendant was present in court for sentencing with counsel BENJAMIN LITTLE, Deputy Public Defender, and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense and, in addition to the \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil Assessment

1 Fee and \$3.00 DNA Collection Fee, the Defendant is sentenced as follows: a MAXIMUM of
2 NINETY-SIX (96) MONTHS with a MINIMUM parole eligibility of TWENTY-FOUR (24)
3 MONTHS in the Nevada Department of Corrections (NDC); with NINETY-THREE (93)
4 DAYS credit for time served. As the \$150.00 DNA Analysis Fee and Genetic Testing have
5 been previously imposed, the Fee and Testing in the current case are WAIVED.
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7 Dated this 8th day of December, 2021

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BBA 372 C2DB D8C3
Tierra Jones
District Court Judge

1 CSERV

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

5
6 State of Nevada

CASE NO: C-21-357927-1

7 vs

DEPT. NO. Department 10

8 Matthew Houston
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 12/8/2021

15 G. Cox Coxgd@clarkcountynv.gov

16 Ben Little Benard.Little@ClarkCountyNV.gov

17 DA . Motions@ClarkCountyDA.com
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 04, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

August 04, 2021 8:00 AM Initial Arraignment

HEARD BY: Villani, Michael **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Samantha Albrecht

RECORDER: Kristine Santi

REPORTER:

PARTIES

PRESENT:	Gutierrez, Seth	Attorney
	Houston, Matthew	Defendant
	Public Defender	Attorney

JOURNAL ENTRIES

- Deputized Law Clerk, Haley Beza present on behalf of the State.

NEGOTIATIONS are as contained in the Guilty Plea Agreement filed on 8/4/2021 and placed on the record by Mr. Gutierrez. DEFT. HOUSTON ARRAIGNED AND PLED GUILTY TO AGGRAVATED STALKING (F). Court ACCEPTED plea, and ORDERED, matter REFERRED to the Division of Parole and Probation (P&P) and SET for sentencing. Pursuant to negotiations, COURT FURTHER ORDERED, Deft. GRANTED Own Recognizance (OR) Release with LOW LEVEL ELECTRONIC MONITORING and Defendant shall stay away and have NO CONTACT with Redenta Blacic, Rosemarie McMorris and/or Jonathan Shockely; additionally Defendant shall STAY AWAY from 9930 West Cheyenne Avenue, Las Vegas, Nevada. Court DIRECTED Deft. to report to P&P within 24 hours of release.

OR/LOW LEVEL EMP

11/29/2021 8:30 AM SENTENCING (DEPT. 10)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 11, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

October 11, 2021 8:30 AM All Pending Motions

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Ramsey, Scott A. Attorney
Rhoades, Kristina A. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Mr. Ramsey present via video on behalf of deft. through bluejeans technology.

State's Notice of Motion and Motion to Remand Defendant and Increase Bail Pursuant to NRS 178.484(12) For Violating

Deft. not present. Court noted there's a motion to withdraw filed, however deft. is not here. Ms. Rhoades requested a bench warrant. COURT ORDERED, BENCH WARRANT, NO BAIL.

B.W. /LLEM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 25, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

October 25, 2021 8:30 AM Bench Warrant Return

HEARD BY: Becker, Nancy **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Houston, Matthew	Defendant
	Little, Bernard G.	Attorney
	Merback, William J.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Deft. present via video from the Jail. Mr. Little present via video through bluejeans technology.

DEFT. HOUSTON RETURNED ON THE WARRANT. Court noted there are some competing motions. Upon Court's inquiry, Counsel requested to respond orally to the motion to remand. Following arguments and statements by deft, COURT ORDERED, Motion to Remand, GRANTED. FURTHER COURT ORDERED, Bail INCREASED to \$15,000 plus HIGH LEVEL ELECTRONIC MONITORING. Court admonished deft. to make no more contact or phone calls to the victim. Further, Court admonished deft. to talk to his attorney. COURT FURTHER ORDERED, matter SET for confirmation of counsel for limited purpose on the date given.

CUSTODY

11/01/21 8:30 A.M. CONFIRMATION OF COUNSEL - LIMITED PURPOSED

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 01, 2021

C-21-357927-1 State of Nevada
 vs
 Matthew Houston

**November 01, 2021 8:30 AM Confirmation of Counsel Confirmation of
Counsel: Goldstein**

HEARD BY: Becker, Nancy **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Houston, Matthew	Defendant
	Little, Bernard G.	Attorney
	Rhoades, Kristina A.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Little stated this case was on today for confirmation of alternate counsel. MATTER TRAILED.

MATTE RECALLED. All parties present as before. Anthony Goldstein Esq. present. Mr. Goldstein stated he can accept the appointment adding that he visited with the Defendant last week, and requested thirty days to investigate if there are grounds to file a Motion to Withdraw. COURT DIRECTED Mr. Goldstein to file a motion by the continued hearing date, and ORDERED Sentencing hearing VACATED.

CUSTODY

11/29/2021 8:30 A.M. STATUS CHECK: MOTION TO WITHDRAW PLEA

CLERK S NOTE: This Minute Order was prepared by listening to the JAVs recording system. (11-20-

2021 ks)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 29, 2021

C-21-357927-1 State of Nevada
 vs
 Matthew Houston

November 29, 2021 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Madalyn Kearney

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Goldstein, Anthony M. Attorney
 Houston, Matthew Defendant
 Jones, Jr., John T. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Mr. Goldstein requested a week continuance so he can have another opportunity to visit Deft.
COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 12/6/21 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 06, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

December 06, 2021 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Michaela Tapia

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Houston, Matthew	Defendant
	Little, Bernard G.	Attorney
	Rhoades, Kristina A.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry, Deft. confirmed he no longer wished to withdraw his guilty plea. COURT ORDERED, Mr. Goldstein WITHDRAWN as counsel; Ben Little, Deputy Public Defender, CONFIRMED as counsel. Argument by the State. Argument by counsel. Victim Speaker SWORN and TESTIFIED to the Court. DEFT. HOUSTON ADJUDGED GUILTY of AGGRAVATED STALKING (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$250.00 Indigent Defense Civil Assessment fee, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MAXIMUM of NINETY-SIX (96) MONTHS and a MINIMUM of TWENTY-FOUR (24) MONTHS in the Nevada Department of Corrections (NDC), with NINETY-THREE (93) DAYS credit for time served. FURTHER, \$150.00 DNA Analysis fee WAIVED. BOND, if any, EXONERATED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 24, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

January 24, 2022 1:30 PM Motion to Dismiss

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Michaela Tapia

RECORDER: Deloris Scott

REPORTER:

PARTIES

PRESENT:	Goodman, Laura	Attorney
	Little, Benard H	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Deft. not present.

Court noted the motion submitted by Deft. was largely unintelligible. Based on the Court's understanding of Deft's motion, COURT ORDERED, motion GRANTED IN PART, DENIED IN PART; the Public Defender is DISMISSED; request to recuse Judge Jones is DENIED AS MOOT; request for money is DENIED. Mr. Little indicated he would send his file to Deft. with the exception of the phone calls.

NDC

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

DIRECT APPEAL "DE NOVO HEARING REQUESTED"; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (PLEA OF GUILTY); DISTRICT COURT MINUTES

STATE OF NEVADA,

Plaintiff(s),

vs.

MATTHEW HOUSTON
aka MATTHEW TRAVIS HOUSTON ,

Defendant(s).

Case No: C-21-357927-1

Dept No: XI

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 22 day of February 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk