

1 Jason J. Bolen
2 Petitioner. In Propria Personam
3 Post Office Box 208, S.D.C.C.
4 Indian Springs, Nevada 89018

FILED

FEB 23 2022

Elizabeth A. Brown
Clerk of Court
Filed
Feb 28 2022 08:22 a.m.
Elizabeth A. Brown
Clerk of Court

5 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
6 **IN AND FOR THE COUNTY OF CLARK**

9 THE STATE OF NEVADA

10 Plaintiff/Respondent

11 vs.

12 JASON J. BOLEN

13 Defendant/Petitioner

A-21-842092-W
Case No. C-18-334635-1

Dept. No. XV

Docket _____

16 **NOTICE OF APPEAL**

17 NOTICE IS HEREBY GIVEN, That the Petitioner/Defendant,

18 Jason J. Bolen, in and through his proper person, hereby
19 appeals to the Supreme Court of Nevada from the ORDER denying and/or
20 dismissing the
21 Order Denying Petition For Writ of Habeas Corpus

22 _____
23 ruled on the 27 day of January, 2022.

25 Dated this 16th day of February, 2022.

26 Respectfully Submitted,

27 [Signature] #1032699
28

CERTIFICATE OF SERVICE BY MAILING

I, Jason J. Bolen, hereby certify, pursuant to NRCP 5(b), that on this 16th day of February, 2022, I mailed a true and correct copy of the foregoing, "

NOTICE OF APPEAL

by placing document in a sealed pre-postage paid envelope and deposited said envelope in the United State Mail addressed to the following:

District Attorney
Clark County Nevada
200 Lewis Ave.
PO Box 552212
Las Vegas NV 89155-2212

CC:FILE

DATED: this 16th day of February, 2022.

Jason J. Bolen
Jason J. BOLEN #1032599
Petitioner /In Propria Personam
Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018
IN FORMA PAUPERIS:

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding _____

NOTICE OF APPEAL

(Title of Document)

filed in District Court Case number A-21-842092-W
C-18-334635-1

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

(State specific law)

-or-

B. For the administration of a public program or for an application
for a federal or state grant.


Signature

2-16-2022
Date

JASON J. BOLEN
Print Name

PETITIONER TROSE
Title

WASON J. BOLEN
SNCC # 1032099

PO Box 208

Indian Springs NV 89070-0208

MAILED:
2022-02-16

ATTN:
CRIMINAL DESK

LAS VEGAS NV 890

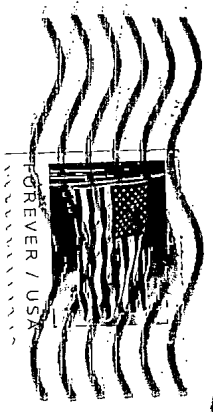
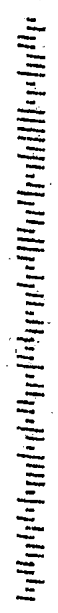
17 FEB 2022 PM 5 L

Clerk of the Court
Eighth Judicial Dist. Court

200 Lewis Ave.
3rd Floor

Las Vegas NV 89155-1160

69101-630000



Southern Desert
Correctional Center
FEB 17 2022
OUTGOING MAIL



1 ASTA

2
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 JASON BOLEN,

11 Plaintiff(s),

12 vs.

13 NEVADA DEPT OF CORRECTIONS; ELY
14 STATE PRISON; WILLIAM GITTERE,
15 WARDEN,

16 Defendant(s),

Case No: A-21-842092-W

Dept No: XV

17
18 **CASE APPEAL STATEMENT**
19

20 1. Appellant(s): Jason Bolen

21 2. Judge: Joe Hardy

22 3. Appellant(s): Jason Bolen

23 Counsel:

24 Jason Bolen #1032099
25 P.O. Box 208
Indian Springs, NV 89070

26 4. Respondent (s): Nevada Dept of Corrections; Ely State Prison; William Gittere, Warden

27 Counsel:

28 Steven B. Wolfson, District Attorney

200 Lewis Ave.
Las Vegas, NV 89155-2212

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
***Expires 1 year from date filed*
Appellant Filed Application to Proceed in Forma Pauperis: No
Date Application(s) filed: N/A

9. Date Commenced in District Court: October 4, 2021

10. Brief Description of the Nature of the Action: Civil Writ

Type of Judgment or Order Being Appealed: Civil Writ of Habeas Corpus

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

13. Possibility of Settlement: Unknown

Dated This 24 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: Jason Bolen

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-21-842092-W

Jason Bolen, Plaintiff(s)
vs.
Nevada Department of Correction, Defendant(s)

§
§
§
§
§

Location: **Department 15**
 Judicial Officer: **Hardy, Joe**
 Filed on: **10/04/2021**
 Cross-Reference Case Number: **A842092**

CASE INFORMATION

Related Cases

C-18-334635-1 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **10/04/2021 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-21-842092-W
 Court Department 15
 Date Assigned 10/04/2021
 Judicial Officer Hardy, Joe

PARTY INFORMATION





		Lead Attorneys
Plaintiff	Bolen, Jason	Pro Se
Defendant	Ely State Prison	Wolfson, Steven B <i>Retained</i> 702-671-2700(W)
	Nevada Department of Correction	Wolfson, Steven B <i>Retained</i> 702-671-2700(W)
	William Gittere, Warden	Wolfson, Steven B <i>Retained</i> 702-671-2700(W)

DATE











EVENTS & ORDERS OF THE COURT

INDEX

EVENTS

- | | |
|------------|--|
| 10/04/2021 |  Inmate Filed - Petition for Writ of Habeas Corpus
Party: Plaintiff Bolen, Jason
[1] Post Conviction |
| 10/04/2021 |  Memorandum of Points and Authorities
Filed By: Plaintiff Bolen, Jason
[2] Memorandum of Points and Authorities In Support of Writ of Habeas Corpus |
| 10/04/2021 |  Motion for Appointment of Attorney
Filed By: Plaintiff Bolen, Jason
[3] Motion for Appointment of Counsel and Request for Evidentiary Hearing |
| 10/05/2021 |  Order for Petition for Writ of Habeas Corpus
[4] Order for Petition fir Writ of Habeas Corpus |

CASE SUMMARY
CASE NO. A-21-842092-W

10/06/2021	 Clerk's Notice of Hearing <i>[5] Notice of Hearing</i>
10/25/2021	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Plaintiff Bolen, Jason <i>[6] Post Conviction</i>
10/25/2021	 Memorandum of Points and Authorities Filed By: Plaintiff Bolen, Jason <i>[7] Memorandum of Points and Authorities In Support of Writ of Habeas Corpus</i>
10/25/2021	 Motion for Appointment of Attorney Filed By: Plaintiff Bolen, Jason <i>[8] Motion for Appointment of Attorney and Request for Evidentiary Hearing</i>
11/08/2021	 Opposition Filed By: Defendant William Gittere, Warden <i>[9] State's Opposition to Petition for Writ of Habeas Corpus</i>
01/27/2022	 Order Denying <i>[10] Order Denying Petition for Writ of Habeas Corpus; and Order Denying Motion for Appointment of Counsel and Request for Evidentiary Hearing</i>
02/01/2022	 Notice of Entry of Order <i>[11] Notice of Entry of Order</i>
02/23/2022	 Notice of Appeal <i>[12] Notice of Appeal</i>
02/24/2022	 Case Appeal Statement <i>Case Appeal Statement</i>
	HEARINGS
12/07/2021	Petition for Writ of Habeas Corpus (8:30 AM) (Judicial Officer: Hardy, Joe) 12/07/2021, 01/13/2022 <i>Petition for Writ of Habeas Corpus</i> Continued; Denied; Continued; Denied;
12/07/2021	Motion for Appointment of Attorney (8:30 AM) (Judicial Officer: Hardy, Joe) 12/07/2021, 01/13/2022 <i>Motion for Appointment of Counsel and Request for Evidentiary Hearing</i> Continued; Denied; Continued; Denied;
12/07/2021	 All Pending Motions (8:30 AM) (Judicial Officer: Hardy, Joe) Matter Heard; Journal Entry Details: <i>PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING The State present via Blue Jeans. Having been unable to thoroughly review the instant Petition and Motion, as well as the Opposition, COURT ORDERED the Petition and Motion were hereby CONTINUED. NDC</i>

CASE SUMMARY

CASE NO. A-21-842092-W

1/13/22 8:30 AM PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING;

01/13/2022



All Pending Motions (8:30 AM) (Judicial Officer: Hardy, Joe)

Matter Heard;

Journal Entry Details:

PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING The State present via Blue Jeans. Having reviewed the Petition for Writ of Habeas Corpus, the Motion for Appointment of Counsel, as well as the State's Opposition, and FINDING it appropriate to rule on the pleadings without hearing any oral arguments, COURT ORDERED the Petition for Writ of Habeas Corpus, as well as the Motion for Appointment of Counsel and Request for Evidentiary Hearing, were hereby DENIED for all of the reasons set forth in the State's Opposition, FINDING the following: (1) the substantive claims were barred; (2) the Petitioner did not suffer ineffective assistance of counsel; (3) the State went through each claim in its Opposition, and the Court agreed with the State's arguments; and (4) the Petitioner was not entitled to the appointment of counsel, or an Evidentiary Hearing. The State to prepare the written Order. COURT ORDERED a status check regarding the submittal of the written Order, was hereby SET on this department's chambers calendar. NDC 1/27/22 (CHAMBERS) STATUS CHECK: SUBMITTAL OF THE WRITTEN ORDER CLERK'S NOTE: A copy of this minute order forwarded to the Petitioner through U.S. Mail: Jason Bolen #1032099 [Ely State Prison P.O. Box 1989 Ely, NV 89301]. (KD 1/13/2022);

01/27/2022

CANCELED Status Check (3:00 AM) (Judicial Officer: Hardy, Joe)

Vacated

Status Check: Submittal of Written Order

DISTRICT COURT CIVIL COVER SHEET

A-21-842092-W

Dept. 15

County, Nevada

Case No.

(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone): Jason Boien	Defendant(s) (name/address/phone): Nevada Department of Corrections
Attorney (name/address/phone):	Attorney (name/address/phone):

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ <input checked="" type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

October 4, 2021

Date

PREPARED BY CLERK

Signature of initiating party or representative

See other side for family-related case filings.

ORDR

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
DENA RINETTI
Chief Deputy District Attorney
Nevada Bar #009897
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JASON J. BOLEN, aka,
Jason Jerome Bolden, #1891927

Defendant.

CASE NO: A-21-842092-W
C-18-334635-1

DEPT NO: XV

**ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS; AND ORDER
DENYING MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR
EVIDENTIARY HEARING**

DATE OF HEARING: January 13, 2022
TIME OF HEARING: 8:30 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the
13th day of January, 2022, the Defendant not being present, represented by In Pro Per Person,
the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through DENA
RINETTI, Chief Deputy District Attorney, and the Court without argument, based on the
pleadings and good cause appearing therefor,

///

///

///

///

1 IT IS HEREBY ORDERED that the Petition for Writ of Habeas Corpus and the
2 Motion for Appointment of Counsel and Request for Evidentiary Hearing, shall be, and it is
3 DENIED for all of the reasons set forth in the State's Opposition, FINDING the following:

- 4 (1) the substantive claims were barred;
5 (2) the Petitioner did not suffer ineffective assistance of counsel;
6 (3) the State went through each claim in its Opposition, and the Court agreed with the
7 State's arguments; and
8 (4) the Petitioner was not entitled to the appointment of counsel, or an Evidentiary
9 Hearing.

10 DATED this 27th day of January, 2022.

Dated this 27th day of January, 2022



12 DISTRICT JUDGE

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

C99 C39 6B7D 88C3
Joe Hardy
District Court Judge

15
16 BY /s/DENA RINETTI
17 DENA RINETTI
18 Chief Deputy District Attorney
19 Nevada Bar #009897

20 **CERTIFICATE OF MAILING**

21 I hereby certify that service of the above and foregoing was made this 27th day of
22 January, 2022, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

23 JASON BOLDEN #1032099
24 ELY STATE PRISON
25 P.O. BOX 1989
ELY, NV 89301

26
27 BY _____
28 Secretary for the District Attorney's Office

L1

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Jason Bolen, Plaintiff(s)

CASE NO: A-21-842092-W

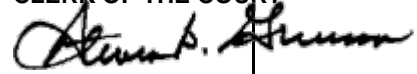
7 vs.

DEPT. NO. Department 15

8 Nevada Department of
9 Correction, Defendant(s)

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 Electronic service was attempted through the Eighth Judicial District Court's
13 electronic filing system, but there were no registered users on the case. The filer has been
14 notified to serve all parties by traditional means.
15
16
17
18
19
20
21
22
23
24
25
26
27
28



NEOJ

**DISTRICT COURT
CLARK COUNTY, NEVADA**

JASON BOLEN,

Petitioner,

Case No: A-21-842092-W

Dept. No: XV

vs.

NEVADA DEPARTMENT OF CORRECTION;
ET.AL.,

Respondent,

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that on January 27, 2022, the court entered a decision or order in this matter, a true and correct copy of which is attached to this notice.

You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you must file a notice of appeal with the clerk of this court within thirty-three (33) days after the date this notice is mailed to you. This notice was mailed on February 1, 2022.

STEVEN D. GRIERSON, CLERK OF THE COURT

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk

CERTIFICATE OF E-SERVICE / MAILING

I hereby certify that on this 1 day of February 2022, I served a copy of this Notice of Entry on the following:

☒ By e-mail:

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

☒ The United States mail addressed as follows:

Jason Bolden # 1032099
P.O. Box 208
Indian Springs, NV 89070

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk

ORDR

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
DENA RINETTI
Chief Deputy District Attorney
Nevada Bar #009897
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JASON J. BOLEN, aka,
Jason Jerome Bolden, #1891927

Defendant.

CASE NO: A-21-842092-W
C-18-334635-1

DEPT NO: XV

**ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS; AND ORDER
DENYING MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR
EVIDENTIARY HEARING**

DATE OF HEARING: January 13, 2022
TIME OF HEARING: 8:30 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the
13th day of January, 2022, the Defendant not being present, represented by In Pro Per Person,
the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through DENA
RINETTI, Chief Deputy District Attorney, and the Court without argument, based on the
pleadings and good cause appearing therefor,

///

///

///

///

1 IT IS HEREBY ORDERED that the Petition for Writ of Habeas Corpus and the
2 Motion for Appointment of Counsel and Request for Evidentiary Hearing, shall be, and it is
3 DENIED for all of the reasons set forth in the State's Opposition, FINDING the following:

- 4 (1) the substantive claims were barred;
5 (2) the Petitioner did not suffer ineffective assistance of counsel;
6 (3) the State went through each claim in its Opposition, and the Court agreed with the
7 State's arguments; and
8 (4) the Petitioner was not entitled to the appointment of counsel, or an Evidentiary
9 Hearing.

10 DATED this 27th day of January, 2022.

Dated this 27th day of January, 2022



12 DISTRICT JUDGE

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

C99 C39 6B7D 88C3
Joe Hardy
District Court Judge

15
16 BY /s/DENA RINETTI
17 DENA RINETTI
18 Chief Deputy District Attorney
19 Nevada Bar #009897

20 **CERTIFICATE OF MAILING**

21 I hereby certify that service of the above and foregoing was made this 27th day of
22 January, 2022, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

23 JASON BOLDEN #1032099
24 ELY STATE PRISON
25 P.O. BOX 1989
ELY, NV 89301

26
27 BY _____
28 Secretary for the District Attorney's Office

L1

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 Jason Bolen, Plaintiff(s)

CASE NO: A-21-842092-W

7 vs.

DEPT. NO. Department 15

8 Nevada Department of
9 Correction, Defendant(s)

10
11 **AUTOMATED CERTIFICATE OF SERVICE**

12 Electronic service was attempted through the Eighth Judicial District Court's
13 electronic filing system, but there were no registered users on the case. The filer has been
14 notified to serve all parties by traditional means.
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

December 07, 2021

A-21-842092-W Jason Bolen, Plaintiff(s)
vs.
Nevada Department of Correction, Defendant(s)

December 07, 2021 8:30 AM All Pending Motions

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: Thomson, Megan Attorney

JOURNAL ENTRIES

- PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF COUNSEL
AND REQUEST FOR EVIDENTIARY HEARING

The State present via Blue Jeans.

Having been unable to thoroughly review the instant Petition and Motion, as well as the Opposition,
COURT ORDERED the Petition and Motion were hereby CONTINUED.

NDC

1/13/22 8:30 AM PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF
COUNSEL AND REQUEST FOR EVIDENTIARY HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

January 13, 2022

A-21-842092-W Jason Bolen, Plaintiff(s)
vs.
Nevada Department of Correction, Defendant(s)

January 13, 2022 8:30 AM All Pending Motions

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: Rinetti, Dena I. Attorney

JOURNAL ENTRIES

- PETITION FOR WRIT OF HABEAS CORPUS...MOTION FOR APPOINTMENT OF COUNSEL
AND REQUEST FOR EVIDENTIARY HEARING

The State present via Blue Jeans.

Having reviewed the Petition for Writ of Habeas Corpus, the Motion for Appointment of Counsel, as well as the State's Opposition, and FINDING it appropriate to rule on the pleadings without hearing any oral arguments, COURT ORDERED the Petition for Writ of Habeas Corpus, as well as the Motion for Appointment of Counsel and Request for Evidentiary Hearing, were hereby DENIED for all of the reasons set forth in the State's Opposition, FINDING the following: (1) the substantive claims were barred; (2) the Petitioner did not suffer ineffective assistance of counsel; (3) the State went through each claim in its Opposition, and the Court agreed with the State's arguments; and (4) the Petitioner was not entitled to the appointment of counsel, or an Evidentiary Hearing.

The State to prepare the written Order. COURT ORDERED a status check regarding the submittal of the written Order, was hereby SET on this department's chambers calendar.

NDC

1/27/22 (CHAMBERS) STATUS CHECK: SUBMITTAL OF THE WRITTEN ORDER

CLERK'S NOTE: A copy of this minute order forwarded to the Petitioner through U.S. Mail: Jason Bolen #1032099 [Ely State Prison P.O. Box 1989 Ely, NV 89301]. (KD 1/13/2022)

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):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS, AND ORDER DENYING MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES

JASON BOLEN,

Plaintiff(s),

vs.

NEVADA DEPT OF CORRECTIONS; ELY
STATE PRISON; WILLIAM GITTERE,
WARDEN,

Defendant(s),

Case No: A-21-842092-W

Dept No: XV

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 24 day of February 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk