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3  
4 IN THE SUPREME COURT OF NEVADA

5  
6 Jason Bolden  
(Appellant)

7 vs.

8  
9 NEVADA DEPT. OF CORRECTION  
(Respondent)

Supreme Court No. 84293

District Court NO. A-21-842092-W  
C-18-334635

FILED

JUN 06 2022

ELIZABETH A. BROWN

CLERK OF SUPREME COURT  
BY [Signature]  
DEPUTY CLERK

11  
12 MOTION TO STAY PURSUANT N.R.A.P.

13 RULE NO. 8

14  
15 Comes now, appellant JASON BOLDEN above mentioned  
16 and move this Honorable Court to grant the above titled  
17 motion to stay appellant's informal brief filed on the above  
18 case NO. 84293 on April 27, 2022.

19 this motion is based in all the documents, filings, and  
20 memorandum of points and authorities stated herein.

21 dated: This 30th day of may, 2022

22 Respectfully Submitted

23 for Bll #1032099  
24 Appellant Acting Pro, Se.

25 JASON Bolden ID. NO. 1032099

26 SDCC P.O. Box 208

27 Indian Spring, NV 89070



22-17955

## MEMORANDUM OF POINTS AND AUTHORITIES

### STATEMENT OF THE CASE

Appellant, Jason Bolden stated herein, filed a Petition for Writ of habeas Corpus at the eighth Judicial District Court See R.D.A Vol 1 pp. 1-9, 61-67. Subsequently, a motion to Voluntarily Dismiss the Petition for Writ of habeas Corpus (Post-Conviction) See Vol 3 11/20/2021 Pg 685-690. This Pleadings were rejected by the Clerk of the Court. Pursuant District Court Rules 3.70,

There after, a Judicial notice to resolve matters that have come before the Court as to "Post-Conviction" Proceedings on habeas Corpus (Post-Conviction), Motion to withdraw Counsel of record and other issues. See R.D.A Vol 3 1/31/2022 Pg 708-726 Vol 4 1/31/2022 Pg 727-732. Also rejected by the Clerk of the Court.

The District Court on January 27, 2022, issued an Order denying Appellant's Writ of habeas Corpus (Post-Conviction). Appointment of Counsel and request for evidentiary hearing accordingly, Appellant filed a timely notice of appeal, and this case is Pending a decision by this Court.

### LEGAL Argument.

THE NEVADA RULE OF APPELLATE PROCEDURE (NRAP.) Rule 8. allow a motion to stay Pending Appeal or resolution of original Writ Proceedings, (1) initial motion in the district Court A) - a Party must Ordinarily move first in the district Court for the following Relief: b) a stay of the Judgment or Order of, or Proceedings in, a district Court Pending appeal or resolution of a Petition to the Supreme Court or Court of Appeals for an extraordinary Writ

C- An Order Suspending, modifying, restoring or granting an injunction while an appeal or Original, writ Petition is Pending.

Appellant's Informal brief in Support of a Writ of habeas Corpus (Post-Conviction), is Currently Pending a decision by this Court, hence, is appellant's wishes for this Court to stay this Proceedings and remand appellant's writ of habeas Corpus (Post-Conviction) with an Order appointing Counsel for representation. Counsel would amend and litigate the matter stated thereto, where evidentiary hearing

1 is required in appellant's case, which allege important issues of ineffective  
2 assistance of Trial Counsel, (Benjamin J. Nadig), whom failed to respond an  
3 important Appeal filed by the Prosecution in the district Court following, Appellant's  
4 dismissal of his Criminal Case by a Magistrate during Pre-climinary hearing.  
5 See Bolden v. State, Case NO. 79715, and/or district Court NO. C-18-334635.  
6 Trial Counsel's actions were ineffective and highly Prejudicial to Appellant's Liber-  
7 ty interest, the district Court granted the Prosecution's unopposed Appeal and  
8 proceeded to Trial whereas appellant was convicted in all charges and sentenced  
9 to serve harsh sentences.

10 This Court can also note from the record that appellant is an unlearned li-  
11 tigant, Appellant's issues are complex and of Constitutional magnitude, his  
12 inexperience cause him to incorrectly file documentation while his direct  
13 Appeal is pending a decision by the Nevada Supreme Court en banc Panel,  
14 (See Petition for Rehearing) at Case NO. 79715. This motion is not made with the  
15 purpose of unnecessary delay but that justice is fairly served.

16 Conclusion, for the above stated reasons is appellant's wishes for this honorable  
17 Court to grant this motion to stay, and remand with an order for the district  
18 Court appoint counsel and grant evidentiary hearing.

19 Respectfully Submitted

20 Dated: this 30th day of May, 2022

21 J. BIL #1032079  
22 Appellant Acting Pro. Se

23 CERTIFICATE OF SERVICE BY MAILING

24 I, Jason Belden, hereby certify pursuant to NRCR 5(c) that on this 30th day of May, 2022  
25 I mailed a true and correct copy of the foregoing Motion to Stay pursuant N.R.A.P. Rule 6.3  
26 by placing document in a sealed Pre-Postage Paid envelope and deposited said envelope in  
27 the United States Mail addressed to the,  
28 Clerk of the Supreme Court of Nevada.

29 201 South Carson St. # 201

30 Carson City, NV 89701

31 Dated: this 30th day of May, 2022

32 J. BIL #1032079  
33 Appellant in Propria Personam