

*Steven D. Grierson*

- 1 Clyde Biggs<sup>#</sup>
- 2 HIGH Desert State Prison
- 3 P.O. Box 650
- 4 INDIAN SPRINGS, NV 89070
- 5 in-Pro-Per

Electronically Filed  
Nov 03 2021 03:48 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

6

7

District COURT  
CLARK County, NEVADA

8

9

10 Clyde Biggs,

11 Appellant / Petitioner,

Case NO: A-21-837467-W

12 VS.

Dept NO: XXIV

13 Calvin Johnson

14 Defendants

15

16

Notice of Appeal

17

18 Notice is hereby given that above-named Petitioner/Appellant

19 Clyde Biggs, hereby Appeals to the Supreme Court of Nevada

20 from the final Judgement and Order on the "Petition For writ

21 OF HABEAS CORPUS", credits For completion of vocational Education and

22 TRAINING OR other Programs (NRS 209.449), which was pronounced At the

23 September 7, 2021 hearing for said matter.

24

25 Petitioner/Appellant was not present at the September

26 7, 2021 "Hearing", has not been served any minutes from the Court

27 concerning said "Hearing". ~~There were no minutes served~~

28

1 Petitioner/Appellant now files this "Notice of  
2 Appeal" in order to do everything in his power to not  
3 become procedurally barred, despite what seems to be a  
4 concerted and coordinated effort on the parts of both the  
5 Respondent ~~Ch~~win Johnson and the Clerk of the Court,  
6 to prevent the pursuit of this action, as it could potentially  
7 affect thousands of similarly situated inmates.

8  
9 Pursuant to Nevada Rules of Appellate Procedure, Rule 3 -  
10 (f)(2), as Appellant is not represented by counsel, he is relying on the  
11 District Court clerk to complete and sign the case appeal statement  
12 for compliance with the District Court's duty to complete case appeal  
13 statement.

14  
15 Dated this 12<sup>th</sup> Day of October, 2021

16 Clyde Biggs  
17 Clyde Biggs # 1170985

18 HDSP

19 P.O. Box 650

20 INDIAN SPRINGS, NV 89070

21 IN-PRC-PER

Affirmation

Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding ~~notice~~  
~~document~~ "Notice of Appeal", filed in District Court, case number  
A-21-837467-W, does not contain the social security number of  
Any person.

Dated this 12<sup>th</sup> day of October  
2021

Clyde Biggs  
Clyde Biggs #1170985  
IN PRO-PER

Certificate of Service

I, Clyde Biggs, hereby certify, pursuant to NRCF 5(b), that on this  
12<sup>th</sup> day of October, 2021, I mailed a true and correct copy of the  
foregoing "Notice of Appeal", placing said documents into the unit  
mailbox, postage paid, and addressed as follows:

Steven D. Grierson, Clerk of the Court  
200 Lewis Avenue 3rd Floor  
Las Vegas, NV 89155

Dated this 12<sup>th</sup> day of October, 2021

Clyde Biggs  
Clyde Biggs #1170985  
P.O. Box 650 Indian Springs, NV 89070  
IN-PRO-PER

Clayde Briggs #1170985

HDSF

P.O. Box 650

Indian Springs, NV 89070

3762

Steven D. Garerson, Clerk of the Court  
200 Lewis Avenue 3rd Floor  
Las Vegas, NV 89155

quadrant

FIRST CLASS

10/21/2021

USPS POSTAGE \$001.3



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041W1226



ASTA

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

CLYDE BIGGS,

Plaintiff(s),

vs.

CALVIN JOHNSON, WARDEN; HDSP;  
OFFENDER MANAGEMENT DIV.; STATE OF  
NEVADA,

Defendant(s),

Case No: A-21-837467-W

Dept No: XXIV

**CASE APPEAL STATEMENT**

1. Appellant(s): Clyde Biggs

2. Judge: Erika Ballou

3. Appellant(s): Clyde Biggs

Counsel:

Clyde Biggs #1170985  
P.O. Box 650  
Indian Springs, NV 89070

4. Respondent (s): Calvin Johnson, Warden; HDSP; Offender Management Div.; State of Nevada

Counsel:

Aaron D. Ford, Attorney General  
555 E. Washington Ave., Ste. 3900  
Las Vegas, NV 89101-1068

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: July 7, 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 27 day of October 2021.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

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

cc: Clyde Biggs

*Steven D. Grierson*

1 Clyde Biggs #1170985  
2 High Desert State Prison  
3 P.O. Box 650  
4 INDIAN SPRINGS, NV 89070  
5 In Pro-Per

6 ~~XXXXXX~~  
7 District Court  
8 Clark County, Nevada  
9

10 Clyde Biggs, 11 Petitioner/Appellant, 12 vs. 13 Calvin Johnson 14 <u>Defendant(s)</u>	CASE NO: A-21-837467-W Dept No: XXIV
--	---

15  
16 Designation of Record on Appeal

17 Comes now, Clyde Biggs, Petitioner/Appellant in the above  
18 entitled matter and designates the following as the Record on Appeal:

19 Judgement of conviction filed on \_\_\_\_\_;  
20 NRS 209.449, credits for completion of Vocational Education  
21 and training or other programs;

22 The Constitution of the United States of  
23 America, and All its incorporated amendments,

24 The Petition For writ of Habeas Corpus, filed on  
25 July 7, 2021;

26 The Order Filed by the District Court, Now  
27 Under Appeal;

28

1 Any and all other papers, pleadings, orders or  
2 decisions on file herein, incorporated under the above-  
3 captioned Case Number.

4

5 Pursuant to Nevada Rules of Appellate Procedure,  
6 Rule 3(f)(2), as Appellant is not represented by counsel, he is  
7 relying on the district court clerk to complete and sign the  
8 case appeal statement for compliance with the District Courts  
9 duty to complete case appeal statement.

10

11

Dated this 12<sup>th</sup> day of October 2021

12

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Clyde Biggs  
Clyde Biggs #1170995  
HOSP  
P.O. Box 650  
INDIAN SPRINGS, NV 89070  
IN P/O PER



Affirmation

Purvant to NRS 239 B 030

The undersigned does hereby affirm that the preceding  
"Designation of Record on Appeal", filed in District Court, Case  
Number A-21-837467-W, does not contain the Social Security  
Number of any person.

Dated this 12<sup>th</sup> day of October  
2021

Clyde Biggs  
Clyde Biggs #1170985  
IN-PRO-PCR

Certificate of Service

I Clyde Biggs, hereby certify, pursuant to NRC P 5(b), that on  
this 12<sup>th</sup> day of October, 2021, I mailed a true and correct  
copy of the foregoing "Designation of Record on Appeal", placing said  
documents into the unit mailbox, postage paid, and addressed as follows:

Steven D. Grierson, clerk of the Court  
200 Lewis Avenue 3<sup>rd</sup> floor  
Las Vegas, NV 89155

Dated this 12<sup>th</sup> day of October, 2021

Clyde Biggs  
Clyde Biggs #1170985  
P.O. Box 650 Indian Springs, NV 89106  
IN PRO-PCR

# CASE SUMMARY

## CASE NO. A-21-837467-W

Clyde Biggs, Plaintiff(s)  
vs.  
Calvin Johnson, Defendant(s)

§  
§  
§  
§  
§

Location: **Department 24**  
Judicial Officer: **Ballou, Erika**  
Filed on: **07/07/2021**  
Cross-Reference Case Number: **A837467**

### CASE INFORMATION

Case Type: **Writ of Habeas Corpus**  
Subtype: **Time Computation Writ**  
Case Status: **07/07/2021 Open**

### DATE

### CASE ASSIGNMENT

#### Current Case Assignment

Case Number A-21-837467-W  
Court Department 24  
Date Assigned 07/07/2021  
Judicial Officer Ballou, Erika

### PARTY INFORMATION




		Lead Attorneys
Plaintiff	Biggs, Clyde Lafon	Pro Se
Defendant	HDSP	Chapman, Trisha Retained 702-254-7775(H)
	Johnson, Calvin	Chapman, Trisha Retained 702-254-7775(H)
	Nevada State of	Chapman, Trisha Retained 702-254-7775(H)
	Offender Management Division	Chapman, Trisha Retained 702-254-7775(H)

### DATE









### EVENTS & ORDERS OF THE COURT

### INDEX

#### EVENTS

07/07/2021	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Plaintiff Biggs, Clyde Lafon [1]
07/08/2021	 Order for Petition for Writ of Habeas Corpus [2] Order For Petition For Writ Of Habeas Corpus (Time Computation)
08/19/2021	 Response Filed by: Defendant Johnson, Calvin; Defendant HDSP; Defendant Offender Management Division; Defendant Nevada State of [3] Response to Petition for Writ of Habeas Corpus

**CASE SUMMARY**  
**CASE NO. A-21-837467-W**

09/20/2021	 Motion Filed By: Plaintiff Biggs, Clyde Lafon <i>[4] Motion to Grant Petitioners "Petition for Writ of Habeas Corpus" Credit for Completion of Vocational Education and Training or Other Programs (NRS 209.449) (NRS 34.724 (20(c))</i>
09/30/2021	 Opposition to Motion Filed By: Defendant Johnson, Calvin; Defendant HDSP; Defendant Offender Management Division; Defendant Nevada State of <i>[5] Respondent's Opposition to Motion to Grant Petition for Writ of Habeas Corpus</i>
10/08/2021	 Decision and Order <i>[6] Decision and Order Denying Petition for Writ of Habeas Corpus</i>
10/11/2021	 Notice of Entry of Order Filed By: Plaintiff Biggs, Clyde Lafon <i>[7] Notice of Entry of Order</i>
10/26/2021	 Notice of Appeal <i>[8] Notice of Appeal</i>
10/26/2021	 Designation of Record on Appeal <i>[9] Designation of Record on Appeal</i>
10/27/2021	 Case Appeal Statement Filed By: Plaintiff Biggs, Clyde Lafon <i>Case Appeal Statement</i>
<b><u>HEARINGS</u></b>	
10/04/2021	 <b>Minute Order (2:30 PM)</b> (Judicial Officer: Ballou, Erika) Minute Order - No Hearing Held; Journal Entry Details: <i>The Court having considered all papers and pleadings on file and having determined that no argument is necessary hereby DENIES Petitioner s Petition for Habeas Corpus under NRS 34.810(2) as a second or successive petition. Additionally, he has been properly awarded credit against his sentence in compliance with NRS 209.4465 as set forth in the Response prepared by the State. The hearing scheduled for October 5, 2021, is hereby VACATED. The State is to promptly prepare an order. CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File &amp; Serve; Mailed to: Clyde Biggs, HDSP # 1170985, P.O.Box 650, Indian Springs, NV, 89070.//rh10.04.21;</i>
10/05/2021	<b>CANCELED Petition for Writ of Habeas Corpus (9:00 AM)</b> (Judicial Officer: Ballou, Erika) <i>Vacated</i>
10/08/2021	<b>CANCELED Hearing (9:00 AM)</b> (Judicial Officer: Ballou, Erika) <i>Vacated - On in Error</i>

## DISTRICT COURT CIVIL COVER SHEET

XXIV

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):

Clyde Biggs # 1170985  
PO Box 650  
Indian Springs NV 89070

Defendant(s) (name/address/phone):

Calvin Johnson  
HDS  
Offender Management DIV  
State of Nevada

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	Negligence	Torts
<b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant <b>Title to Property</b> <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property <b>Other Real Property</b> <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	<input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence <b>Malpractice</b> <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	<b>Other Torts</b> <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	Construction Defect & Contract	Judicial Review/Appeal
<b>Probate</b> (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 <b>Estate Value</b> <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	<b>Construction Defect</b> <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect <b>Contract Case</b> <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	<b>Judicial Review</b> <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency <b>Nevada State Agency Appeal</b> <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency <b>Appeal Other</b> <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ	Other Civil Filing	
<b>Civil Writ</b> <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	<b>Other Civil Filing</b> <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters	

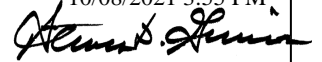
Business Court filings should be filed using the Business Court civil coversheet.

Prepared by the Clerk

Signature of initiating party or representative

Date

See other side for family-related case filings.

  
CLERK OF THE COURT

1 **DAO**

2  
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4  
5  
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR CLARK COUNTY**  
8

9  
10 CLYDE BIGGS,

11 Petitioner,

12 vs.

13 CALVIN JOHNSON,

14 Respondent.

Case No. A-21-837467-W

Dept. No. XXIV

**DECISION AND ORDER**  
**DENYING PETITION FOR**  
**WRIT OF HABEAS CORPUS**

15  
16  
17 This matter having come before this Court on October 4, 2021, for review of Clyde Biggs' Petition  
18 for Writ of Habeas Corpus filed on July 7, 2021 and Respondent's<sup>1</sup> response filed on August 19, 2021.  
19 The Court having considered all papers and pleadings on file and having determined that no argument is  
20 necessary and good cause appearing,  
21

22 THE COURT FINDS that Clyde Biggs is currently incarcerated at High Desert State Prison in  
23 Clark County, Nevada giving this Court jurisdiction to adjudicate his time computation challenge  
24 pursuant to NRS 34.738.

25 ///

26  
27 <sup>1</sup> Biggs identified Warden, Calvin Johnson, High Desert State Prison (HDSP), Offender  
28 Management Division (OMD) and the State of Nevada as respondents in this petition. Under NRS  
34.370(2), the proper respondent in a state post-conviction is the "officer or other person by whom the  
petition is confined or restrained," which is Warden, Calvin Johnson. Therefore, this Court dismisses  
HDSP, OMD and the State of Nevada from this action.

1 THE COURT FURTHER FINDS that the instant petition is Biggs' fourth petition challenging  
2 the application of credit to his sentence. Biggs filed time computation petitions in cases, A-17-755397-  
3 W (denied for failure to serve petition on Respondent); A-19-794378-W (denied on the merits); and A-  
4 20-822591-W (denied for failure to exhaust administrative remedies).

5  
6 THE COURT FURTHER FINDS that to the extent that Biggs is challenging the amount of work  
7 credit applied to his sentence, his claim is dismissed as a second or successive petition pursuant to NRS  
8 34.810(2). Biggs previously raised this claim in A-19-794378-W and the district court denied his petition  
9 finding an inmate must perform work to receive credit and he cannot claim a liberty interest in credit for  
10 work that was not assigned; even when he was able and willing to work. The state district court's ruling  
11 was affirmed by the Nevada Supreme Court in case 79644. Biggs modified his instant argument to include  
12 the period of January 2017 through July 2017, 2020 and 2021 but the same arguments that prevented an  
13 additional award of credit in his prior petition is still applicable to his instant request.

14  
15 THE COURT FURTHER FINDS that to the extent Biggs is challenging work credits due to his  
16 restrictive classification at HDSP for the months of January 2017 through August 2017, his claim is not  
17 cognizable. Nevada's post-conviction petition for writ of habeas corpus is not a proper means for an  
18 inmate to challenge conditions of confinement, including his placement in a more restrictive correctional  
19 setting. *Bowen v. Warden*, 100 Nev. 489, 490, 686 P.2d 250, 250 (1984) (in addressing "the specific  
20 question raised by this appeal, whether the imposition of a qualitatively more restrictive type of  
21 confinement within the prison, such as punitive segregation, may be challenged by a petition for writ of  
22 habeas corpus [w]e now hold such a challenge speaks only to the conditions of confinement and therefore  
23 may not be raised by a habeas corpus petition."

24  
25 THE COURT FURTHER FINDS that the Nevada Department of Corrections properly awarded  
26 all meritorious credit against Biggs' sentence for the 11 classes and/or programs completed from 2017 to  
27 2020 asserted in his petition in compliance with NRS 209.4465.

28 ///

1           THEREFORE,

2           IT IS HEREBY ORDERED that Biggs' Petition for Writ of Habeas Corpus is DENIED.

3           IT IS FURTHER ORDERED that the hearing scheduled for October 5, 2021 is VACATED.

4           DATED this \_\_\_\_ day of October 2021.

Dated this 8th day of October, 2021



DISTRICT COURT JUDGE

9CB 5F9 4422 7B5E

Erika Ballou

District Court Judge

8   Respectfully Submitted by:  
9   AARON D. FORD  
10   Attorney General

11   /s/ Trisha Chapman

12   Trisha Chapman, Bar No.: 12716  
13   Deputy Attorney General  
14   State of Nevada  
15   Office of the Attorney General  
16   555 E. Washington Avenue, Ste. 3900  
17   Las Vegas, Nevada 89101  
18   Phone: (702) 486-3107  
19   Fax: (702) 486-2377  
20   TChapman@ag.nv.gov  
21   Attorneys for Respondents

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Clyde Biggs, Plaintiff(s)

CASE NO: A-21-837467-W

7 vs.

DEPT. NO. Department 24

8 Calvin Johnson, Defendant(s)

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 10/8/2021

15 Marsha Landreth

mlandreth@ag.nv.gov

16 Rikki Garate

rgarate@ag.nv.gov

17 Trisha Chapman

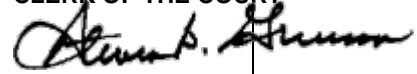
TChapman@ag.nv.gov

18 Cheryl Martinez

cjmartinez@ag.nv.gov

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NEOJ

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

CLYDE BIGGS,

Petitioner,

Case No: A-21-837467-W

Dept. No: XXIV

vs.

CALVIN JOHNSON; ET AL.,

Respondent,

**NOTICE OF ENTRY OF ORDER**

**PLEASE TAKE NOTICE** that on October 8, 2021, 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 October 11, 2021.

STEVEN D. GRIERSON, CLERK OF THE COURT

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk

**CERTIFICATE OF E-SERVICE / MAILING**

I hereby certify that on this 11 day of October 2021, I served a copy of this Notice of Entry on the following:

☒ By e-mail:

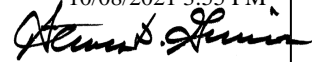
Clark County District Attorney's Office  
Attorney General's Office – Appellate Division-

☒ The United States mail addressed as follows:

Clyde Biggs # 1170985  
P.O. Box 650  
Indian Springs, NV 89070

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk

  
CLERK OF THE COURT

1 **DAO**

2  
3  
4  
5  
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
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22 habeas corpus [w]e now hold such a challenge speaks only to the conditions of confinement and therefore  
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27 2020 asserted in his petition in compliance with NRS 209.4465.

28 ///

1           THEREFORE,

2           IT IS HEREBY ORDERED that Biggs' Petition for Writ of Habeas Corpus is DENIED.

3           IT IS FURTHER ORDERED that the hearing scheduled for October 5, 2021 is VACATED.

4           DATED this \_\_\_\_ day of October 2021.

Dated this 8th day of October, 2021



DISTRICT COURT JUDGE

9CB 5F9 4422 7B5E

Erika Ballou

District Court Judge

8 Respectfully Submitted by:  
9 AARON D. FORD  
Attorney General

10           /s/ Trisha Chapman

11 Trisha Chapman, Bar No.: 12716  
12 Deputy Attorney General  
13 State of Nevada  
14 Office of the Attorney General  
15 555 E. Washington Avenue, Ste. 3900  
16 Las Vegas, Nevada 89101  
17 Phone: (702) 486-3107  
18 Fax: (702) 486-2377  
19 TChapman@ag.nv.gov  
20 *Attorneys for Respondents*

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 Clyde Biggs, Plaintiff(s)

CASE NO: A-21-837467-W

7 vs.

DEPT. NO. Department 24

8 Calvin Johnson, Defendant(s)

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 10/8/2021

15 Marsha Landreth

mlandreth@ag.nv.gov

16 Rikki Garate

rgarate@ag.nv.gov

17 Trisha Chapman

TChapman@ag.nv.gov

18 Cheryl Martinez

cjmartinez@ag.nv.gov

19  
20  
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Writ of Habeas Corpus**

**COURT MINUTES**

**October 04, 2021**

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A-21-837467-W      Clyde Biggs, Plaintiff(s)  
vs.  
Calvin Johnson, Defendant(s)

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**October 04, 2021      2:30 PM      Minute Order**

**HEARD BY:** Ballou, Erika      **COURTROOM:** Chambers

**COURT CLERK:**  
Ro'Shell Hurtado

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- The Court having considered all papers and pleadings on file and having determined that no argument is necessary hereby DENIES Petitioner s Petition for Habeas Corpus under NRS 34.810(2) as a second or successive petition. Additionally, he has been properly awarded credit against his sentence in compliance with NRS 209.4465 as set forth in the Response prepared by the State. The hearing scheduled for October 5, 2021, is hereby VACATED.

The State is to promptly prepare an order.

CLERK'S NOTE: This Minute Order was electronically served by Courtroom Clerk, Ro'Shell Hurtado, to all registered parties for Odyssey File & Serve; Mailed to: Clyde Biggs, HDSP # 1170985, P.O.Box 650, Indian Springs, NV, 89070.// rh10.04.21

# 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; DESIGNATION OF RECORD ON APPEAL; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; DECISION AND ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES

CLYDE BIGGS,

Plaintiff(s),

vs.

CALVIN JOHNSON, WARDEN; HDSP;  
OFFENDER MANAGEMENT DIV.; STATE  
OF NEVADA,

Defendant(s),

Case No: A-21-837467-W

Dept No: XXIV

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 27 day of October 2021.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk

