

Peter Helfrich  
Affiant

V.  
Sharon Wherley, et al  
Respondents

In the U.S. District Court of Nevada  
Case #: 2:21-cv-02009-GMV-BNW

Affidavit of  
Judicial Notice of  
4th Set of  
Financial Certificates  
Served via Mailbox

FILED

MAR 16 2022

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY: *[Signature]*  
DEPUTY CLERK

YOU WILL PLEASE TAKE JUDICIAL NOTICE THAT:

1. This is the 4th (Set) of Financial Certificates in 4 weeks  
Served to the Law Library via Unit 10A's Mailbox.

As soon as I receive this Judicial Notice back, I shall  
slide both Financial Certificates in the Unit 10A Mailbox.

2. See also: NDOC Bookings Summary Report:

66 RELIGIOUS FAITH?: JEWISH??

66 ALERTS: 11/18/2016 -- (Warning) Special Diet Required??

66 GLASSES REQUIRED?: YES??

3. For the Record: I am being denied my REQUIRED  
KOSHER DIET; & my 6th request for glasses is thus far ignored.

HDSP Officials have made this Prison more & more like  
a Concentration Camp... -- Zero access to:

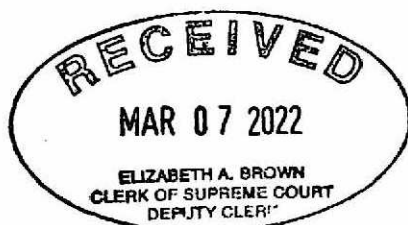
Law Clerks, Legal copywork, Law Library (etc.);

Jewish Religious diet; glasses; the grievance process is  
a farce; I can't even get a Financial Certificate executed!!!

It appears I will need to file 2 more 42 USC 1983's &  
get a Court Order just to get a Financial Certificate  
executed!

This is ridiculous! Served via E-File to USDC of Nevada  
28 USC 1746, (1); W/O USA

11/23/2021 By: *Peter Helfrich*



22-08430

## FINANCIAL CERTIFICATE

I request that an authorized officer of the institution in which I am confined, or other designated entity, such as Inmate Services for the Nevada Department of Prisons (NDOC), complete the below Financial Certificate.

I understand that:

(1) if I commence a petition for writ of habeas corpus in federal court pursuant to 28 U.S.C. § 2254, the filing fee is \$5.00, and that such fee will have to be paid by me if the court denies my *in forma pauperis* application;

(2) if I commence a civil rights action in federal court pursuant to 42 U.S.C. § 1983, the filing fee is \$400.00 (which includes the \$350 filing fee and a \$50 administrative fee), which I must pay in full; and

(a) if my current account balance (line #1 below) is \$400.00 or more, I will not qualify for *in forma pauperis* status and I must pay the full filing fee of \$400.00 before I will be allowed to proceed with the action;

(b) if I do **NOT** have \$400.00 in my account as reflected on line #1 below, before I will be allowed to proceed with an action I will be required to pay 20% of my average monthly balance (line #2 below), or the average monthly deposits to my account (line #3 below), whichever is greater, and thereafter I must pay installments of 20% of the preceding month's deposits to my account in months that my account balance exceeds \$10.00 (if I am in the custody of the NDOC, I hereby authorize the NDOC to make such deductions from deposits to my account, and I further understand that if I have a prison job, then the 20% of my paycheck that is guaranteed to me as spendable money will be sent to the court for payment of the filing fee); and

(c) I must continue to make installment payments until the \$350.00 filing fee is fully paid, without regard to whether my action is closed or my release from confinement. The \$50 administrative fee will be waived only if I am granted permission to proceed *in forma pauperis*.

Type of action (check one): ☒ civil rights

☐ habeas corpus

Peter Helfrich  
INMATE NAME (printed)

Peter Helfrich 1111875  
SIGNATURE & PRISON NUMBER

1. CURRENT ACCOUNT BALANCE	<u>0.12</u>
2. AVERAGE MONTHLY BALANCE*	<u>2.90</u>
3. AVERAGE MONTHLY DEPOSITS*	<u>3.15</u>
4. FILING FEE (based on #1, #2 or #3, whichever is greater)	<u>0.63</u>

\* for the past six (6) months, from all sources, including amount in any savings account that is in excess of minimum amount that must be maintained

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

(Please sign in ink in a  
color other than black.)

12/20/21  
DATE

[Signature]  
AUTHORIZED OFFICER  
Acct Tech II  
TITLE

RCUD INBANK 21DEC10



RECEIVED

NOV 17 2021

FINANCIAL CERTIFICATE

HIGH DESERT STATE PRISON

~~LAW LIBRARY~~ request that an authorized officer of the institution in which I am confined, or other designated entity, such as Inmate Services for the Nevada Department of Prisons (NDOC), complete the below Financial Certificate.

I understand that:

(1) if I commence a petition for writ of habeas corpus in federal court pursuant to 28 U.S.C. § 2254, the filing fee is \$5.00, and that such fee will have to be paid by me if the court denies my *in forma pauperis* application;

(2) if I commence a civil rights action in federal court pursuant to 42 U.S.C. § 1983, the filing fee is \$402.00 (which includes the \$350 filing fee and a \$52 administrative fee), which I must pay in full; and

(a) if my current account balance (line #1 below) is \$402.00 or more, I will not qualify for *in forma pauperis* status and I must pay the full filing fee of \$402.00 before I will be allowed to proceed with the action;

(b) if I do **NOT** have \$402.00 in my account as reflected on line #1 below, before I will be allowed to proceed with an action I will be required to pay 20% of my average monthly balance (line #2 below), or the average monthly deposits to my account (line #3 below), whichever is greater, and thereafter I must pay installments of 20% of the preceding month's deposits to my account in months that my account balance exceeds \$10.00 (if I am in the custody of the NDOC, I hereby authorize the NDOC to make such deductions from deposits to my account, and I further understand that if I have a prison job, then the 20% of my paycheck that is guaranteed to me as spendable money will be sent to the court for payment of the filing fee); and

(c) I must continue to make installment payments until the \$350.00 filing fee is fully paid, without regard to whether my action is closed or my release from confinement. The \$52 administrative fee will be waived only if I am granted permission to proceed *in forma pauperis*.

Type of action (check one): X civil rights  
Oct. 20, 2021

       habeas corpus

Pete Helfrich  
INMATE NAME (printed)

Peter Jason Helfrich #111875  
SIGNATURE & PRISON NUMBER

1. CURRENT ACCOUNT BALANCE

0.12

2. AVERAGE MONTHLY BALANCE\*

2.90

3. AVERAGE MONTHLY DEPOSITS\*

3.15

4. FILING FEE (based on #1, #2 or #3, whichever is greater)

0.63

\* for the past six (6) months, from all sources, including amount in any savings account that is in excess of minimum amount that must be maintained

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

(Please sign in ink in a  
color other than black.)

12/20/21  
DATE

[Signature]  
AUTHORIZED OFFICER

Acct Tech II  
TITLE

RCVD INMATE 21 DEC 10

**Financial Certificates**  
**1111875 - HELFRICH, PETER J**  
**(6/18/2021 - 12/17/2021)**

Trust 1				
Date	Description	Deposit	Withdrawal	Balance
06/18/2021	Opening Balance			\$0.00
08/27/2021	Intake	\$18.87		\$18.87
08/29/2021	Financial Certificate		(\$3.77)	\$15.10
08/29/2021	Legal Copies		(\$0.95)	\$14.15
10/01/2021	Commissary		(\$11.97)	\$2.18
10/08/2021	Commissary		(\$1.49)	\$0.69
10/15/2021	Commissary		(\$0.57)	\$0.12
12/17/2021	Closing Balance			\$0.12

Trust 2				
Date	Description	Deposit	Withdrawal	Balance
	No Activity			
06/18/2021	Opening Balance			\$0.00
12/17/2021	Closing Balance			\$0.00

Trust 3				
Date	Description	Deposit	Withdrawal	Balance
	No Activity			
06/18/2021	Opening Balance			\$0.00
12/17/2021	Closing Balance			\$0.00

Savings				
Date	Description	Deposit	Withdrawal	Balance
	No Activity			
06/18/2021	Opening Balance			\$0.00
12/17/2021	Closing Balance			\$0.00



# Financial Certificates

## 1111875 - HELFRICH, PETER J

Date	Daily Balance	Daily Deposit	Number Of Deposit
06/18/2021	\$0.00	\$0.00	0
06/19/2021	\$0.00	\$0.00	0
06/20/2021	\$0.00	\$0.00	0
06/21/2021	\$0.00	\$0.00	0
06/22/2021	\$0.00	\$0.00	0
06/23/2021	\$0.00	\$0.00	0
06/24/2021	\$0.00	\$0.00	0
06/25/2021	\$0.00	\$0.00	0
06/26/2021	\$0.00	\$0.00	0
06/27/2021	\$0.00	\$0.00	0
06/28/2021	\$0.00	\$0.00	0
06/29/2021	\$0.00	\$0.00	0
06/30/2021	\$0.00	\$0.00	0
07/01/2021	\$0.00	\$0.00	0
07/02/2021	\$0.00	\$0.00	0
07/03/2021	\$0.00	\$0.00	0
07/04/2021	\$0.00	\$0.00	0
07/05/2021	\$0.00	\$0.00	0
07/06/2021	\$0.00	\$0.00	0
07/07/2021	\$0.00	\$0.00	0
07/08/2021	\$0.00	\$0.00	0
07/09/2021	\$0.00	\$0.00	0
07/10/2021	\$0.00	\$0.00	0
07/11/2021	\$0.00	\$0.00	0
07/12/2021	\$0.00	\$0.00	0
07/13/2021	\$0.00	\$0.00	0
07/14/2021	\$0.00	\$0.00	0
07/15/2021	\$0.00	\$0.00	0
07/16/2021	\$0.00	\$0.00	0
07/17/2021	\$0.00	\$0.00	0
07/18/2021	\$0.00	\$0.00	0
07/19/2021	\$0.00	\$0.00	0
07/20/2021	\$0.00	\$0.00	0
07/21/2021	\$0.00	\$0.00	0
07/22/2021	\$0.00	\$0.00	0
07/23/2021	\$0.00	\$0.00	0
07/24/2021	\$0.00	\$0.00	0
07/25/2021	\$0.00	\$0.00	0
07/26/2021	\$0.00	\$0.00	0
07/27/2021	\$0.00	\$0.00	0
07/28/2021	\$0.00	\$0.00	0
07/29/2021	\$0.00	\$0.00	0
07/30/2021	\$0.00	\$0.00	0
07/31/2021	\$0.00	\$0.00	0
08/01/2021	\$0.00	\$0.00	0
08/02/2021	\$0.00	\$0.00	0
08/03/2021	\$0.00	\$0.00	0
08/04/2021	\$0.00	\$0.00	0
08/05/2021	\$0.00	\$0.00	0



# Financial Certificates

## 1111875 - HELFRICH, PETER J

Date	Daily Balance	Daily Deposit	Number Of Deposit
08/06/2021	\$0.00	\$0.00	0
08/07/2021	\$0.00	\$0.00	0
08/08/2021	\$0.00	\$0.00	0
08/09/2021	\$0.00	\$0.00	0
08/10/2021	\$0.00	\$0.00	0
08/11/2021	\$0.00	\$0.00	0
08/12/2021	\$0.00	\$0.00	0
08/13/2021	\$0.00	\$0.00	0
08/14/2021	\$0.00	\$0.00	0
08/15/2021	\$0.00	\$0.00	0
08/16/2021	\$0.00	\$0.00	0
08/17/2021	\$0.00	\$0.00	0
08/18/2021	\$0.00	\$0.00	0
08/19/2021	\$0.00	\$0.00	0
08/20/2021	\$0.00	\$0.00	0
08/21/2021	\$0.00	\$0.00	0
08/22/2021	\$0.00	\$0.00	0
08/23/2021	\$0.00	\$0.00	0
08/24/2021	\$0.00	\$0.00	0
08/25/2021	\$0.00	\$0.00	0
08/26/2021	\$0.00	\$0.00	0
08/27/2021	\$18.87	\$18.87	1
08/28/2021	\$18.87	\$0.00	0
08/29/2021	\$14.15	\$0.00	0
08/30/2021	\$14.15	\$0.00	0
08/31/2021	\$14.15	\$0.00	0
09/01/2021	\$14.15	\$0.00	0
09/02/2021	\$14.15	\$0.00	0
09/03/2021	\$14.15	\$0.00	0
09/04/2021	\$14.15	\$0.00	0
09/05/2021	\$14.15	\$0.00	0
09/06/2021	\$14.15	\$0.00	0
09/07/2021	\$14.15	\$0.00	0
09/08/2021	\$14.15	\$0.00	0
09/09/2021	\$14.15	\$0.00	0
09/10/2021	\$14.15	\$0.00	0
09/11/2021	\$14.15	\$0.00	0
09/12/2021	\$14.15	\$0.00	0
09/13/2021	\$14.15	\$0.00	0
09/14/2021	\$14.15	\$0.00	0
09/15/2021	\$14.15	\$0.00	0
09/16/2021	\$14.15	\$0.00	0
09/17/2021	\$14.15	\$0.00	0
09/18/2021	\$14.15	\$0.00	0
09/19/2021	\$14.15	\$0.00	0
09/20/2021	\$14.15	\$0.00	0
09/21/2021	\$14.15	\$0.00	0
09/22/2021	\$14.15	\$0.00	0
09/23/2021	\$14.15	\$0.00	0



# Financial Certificates

## 1111875 - HELFRICH, PETER J

Date	Daily Balance	Daily Deposit	Number Of Deposit
09/24/2021	\$14.15	\$0.00	0
09/25/2021	\$14.15	\$0.00	0
09/26/2021	\$14.15	\$0.00	0
09/27/2021	\$14.15	\$0.00	0
09/28/2021	\$14.15	\$0.00	0
09/29/2021	\$14.15	\$0.00	0
09/30/2021	\$14.15	\$0.00	0
10/01/2021	\$2.18	\$0.00	0
10/02/2021	\$2.18	\$0.00	0
10/03/2021	\$2.18	\$0.00	0
10/04/2021	\$2.18	\$0.00	0
10/05/2021	\$2.18	\$0.00	0
10/06/2021	\$2.18	\$0.00	0
10/07/2021	\$2.18	\$0.00	0
10/08/2021	\$0.69	\$0.00	0
10/09/2021	\$0.69	\$0.00	0
10/10/2021	\$0.69	\$0.00	0
10/11/2021	\$0.69	\$0.00	0
10/12/2021	\$0.69	\$0.00	0
10/13/2021	\$0.69	\$0.00	0
10/14/2021	\$0.69	\$0.00	0
10/15/2021	\$0.12	\$0.00	0
10/16/2021	\$0.12	\$0.00	0
10/17/2021	\$0.12	\$0.00	0
10/18/2021	\$0.12	\$0.00	0
10/19/2021	\$0.12	\$0.00	0
10/20/2021	\$0.12	\$0.00	0
10/21/2021	\$0.12	\$0.00	0
10/22/2021	\$0.12	\$0.00	0
10/23/2021	\$0.12	\$0.00	0
10/24/2021	\$0.12	\$0.00	0
10/25/2021	\$0.12	\$0.00	0
10/26/2021	\$0.12	\$0.00	0
10/27/2021	\$0.12	\$0.00	0
10/28/2021	\$0.12	\$0.00	0
10/29/2021	\$0.12	\$0.00	0
10/30/2021	\$0.12	\$0.00	0
10/31/2021	\$0.12	\$0.00	0
11/01/2021	\$0.12	\$0.00	0
11/02/2021	\$0.12	\$0.00	0
11/03/2021	\$0.12	\$0.00	0
11/04/2021	\$0.12	\$0.00	0
11/05/2021	\$0.12	\$0.00	0
11/06/2021	\$0.12	\$0.00	0
11/07/2021	\$0.12	\$0.00	0
11/08/2021	\$0.12	\$0.00	0
11/09/2021	\$0.12	\$0.00	0
11/10/2021	\$0.12	\$0.00	0
11/11/2021	\$0.12	\$0.00	0



# Financial Certificates

## 1111875 - HELFRICH, PETER J

Date	Daily Balance	Daily Deposit	Number Of Deposit
11/12/2021	\$0.12	\$0.00	0
11/13/2021	\$0.12	\$0.00	0
11/14/2021	\$0.12	\$0.00	0
11/15/2021	\$0.12	\$0.00	0
11/16/2021	\$0.12	\$0.00	0
11/17/2021	\$0.12	\$0.00	0
11/18/2021	\$0.12	\$0.00	0
11/19/2021	\$0.12	\$0.00	0
11/20/2021	\$0.12	\$0.00	0
11/21/2021	\$0.12	\$0.00	0
11/22/2021	\$0.12	\$0.00	0
11/23/2021	\$0.12	\$0.00	0
11/24/2021	\$0.12	\$0.00	0
11/25/2021	\$0.12	\$0.00	0
11/26/2021	\$0.12	\$0.00	0
11/27/2021	\$0.12	\$0.00	0
11/28/2021	\$0.12	\$0.00	0
11/29/2021	\$0.12	\$0.00	0
11/30/2021	\$0.12	\$0.00	0
12/01/2021	\$0.12	\$0.00	0
12/02/2021	\$0.12	\$0.00	0
12/03/2021	\$0.12	\$0.00	0
12/04/2021	\$0.12	\$0.00	0
12/05/2021	\$0.12	\$0.00	0
12/06/2021	\$0.12	\$0.00	0
12/07/2021	\$0.12	\$0.00	0
12/08/2021	\$0.12	\$0.00	0
12/09/2021	\$0.12	\$0.00	0
12/10/2021	\$0.12	\$0.00	0
12/11/2021	\$0.12	\$0.00	0
12/12/2021	\$0.12	\$0.00	0
12/13/2021	\$0.12	\$0.00	0
12/14/2021	\$0.12	\$0.00	0
12/15/2021	\$0.12	\$0.00	0
12/16/2021	\$0.12	\$0.00	0
12/17/2021	\$0.12	\$0.00	0

Start Date	End Date	Total Daily Balances	Number Of Days	Average Monthly Balances
06/18/2021	07/17/2021	\$0.00	30	\$0.00
07/18/2021	08/17/2021	\$0.00	31	\$0.00
08/18/2021	09/17/2021	\$320.74	31	\$10.35
09/18/2021	10/17/2021	\$204.40	30	\$6.81
10/18/2021	11/17/2021	\$3.72	31	\$0.12
11/18/2021	12/17/2021	\$3.60	30	\$0.12
Start Date	End Date	Total Deposits	Number Of Deposits	Average Monthly Deposits
08/18/2021	09/17/2021	\$18.87	1	\$18.87



Current Account Balance:	12/17/2021	\$0.12
Average Monthly Account Balance:		\$2.90
Average Monthly Deposits:		\$3.15
Average Total Monthly Deposit:		\$3.15

3 • 15 ×  
20 • % K  
0 • 63 \*



*When a writ of mandamus is appropriate*

“A writ of mandamus is available to compel the performance of an act that the law requires as a duty resulting from an office, trust, or station or to control an arbitrary or capricious exercise of discretion.” *International Game Tech. v. Dist. Ct.*, 124 Nev. 193, 197, 179 P.3d 556, 558 (2008) (footnote omitted); NRS 34.160. This court has held that the decision to admit or exclude expert opinion testimony is discretionary and is not typically subject to review on a petition for a writ of mandamus. *Walton v. District Court*, 94 Nev. 690, 693, 586 P.2d 309, 311 (1978). Mandamus is also not available when the “petitioner has a plain, speedy, and adequate remedy in the ordinary course of law,” *Mineral County v. State, Dep’t of Conserv.*, 117 Nev. 235, 243, 20 P.3d 800, 805 (2001), and the opportunity to appeal a final judgment typically provides an adequate legal remedy, *see Walton*, 94 Nev. at 693, 586 P.2d at 310.

Despite these limitations, we recognize some narrow exceptions when writ relief is appropriate concerning challenges to decisions that admit or exclude evidence. We acknowledge that the ability to appeal a final judgment may not always constitute an adequate and speedy remedy that precludes writ relief, depending on the “underlying proceedings’ status, the types of issues raised in the writ petition, and whether a future appeal will permit this court to meaningfully review the issues presented.” *D.R. Horton v. Dist. Ct.*, 123 Nev. 468, 474-75, 168 P.3d 731, 736 (2007). Thus, we may consider writ petitions challenging the admission or exclusion of evidence when “‘an important issue of law needs clarification and public policy is served by this court’s invocation of its original jurisdiction,’” *Sonia F. v. Dist. Ct.*, 125 Nev. 495, 498, 215 P.3d 705, 707 (2009) (quoting *Mineral County*, 117 Nev. at 243, 20 P.3d at 805), or when the issue is “one of first impression and of fundamental public importance,” *County of Clark v. Upchurch*, 114 Nev. 749, 753, 961 P.2d 754, 757 (1998). We may also consider whether resolution of the writ petition will mitigate or resolve related or future litigation. *Id.* Ultimately, however, our analysis turns on the promotion of judicial economy. *Smith v. District Court*, 113 Nev. 1343, 1345, 950 P.2d 280, 281 (1997) (“The interests of judicial economy . . . will remain the primary standard by which this court exercises its discretion.”).