

FILED

FEB 24 2022

Elizabeth A. Brown
CLERK OF COURT

HOLES, JAMES #1175077

In Propria Personam
Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018

Electronically Filed
Mar 18 2022 03:13 p.m.
Elizabeth A. Brown
Clerk of Nevada Supreme Court

IN THE 8th JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CLARK

State of Nevada
Plaintiff,

vs.

JAMES H. HOLES
Defendant.

Case No. C-19-338412-1

Dept. No. 3

Docket _____

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN, That the Petitioner/Defendant,
JAMES H. HOLES, in and through his proper person, hereby
appeals to the Supreme Court of Nevada from the ORDER denying and/or
dismissing the

Motion in the Nature of a Writ of Coram Nobis

ruled on the 27 day of February, 2022.

Dated this 22nd day of February, 2022.

Respectfully Submitted,

James H. Holes

C-19-338412-1
NOASC
Notice of Appeal (Criminal)
4985763



RECEIVED
APPEALS
MAR 16 2022

CLERK OF THE COURT

Docket 84404 Document 2022-08674

3

CERTIFICATE OF SERVICE BY MAILING

I, JAMES H. JAMES, hereby certify, pursuant to NRCP 5(b), that on this 22ND day of FEBRUARY, 2022 I mailed a true and correct copy of the foregoing, "Notice of Motion"

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

Clerk County District Courts
200 LEWIS AVE. 3RD FL
LAS VEGAS, NV
89135-1160

Clerk County District Attorney
200 LEWIS AVE
LAS VEGAS, NV
89135-2212

SUPREME COURT OF NEVADA
201 S. PERCIVAL ST. SUITE 201
CARSON CITY, NV
89701

CC:FILE

DATED: this 22ND day of FEBRUARY, 2022.

James H. James
James H. James #1175022
/In Propria Personam
Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018
IN FORMA PAUPERIS:

Haley, James #1173877
5000
P.O. Box 208
Indian Springs, NV
89020

LAS VEGAS NV 890

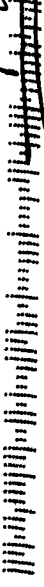
22 FEB 2022 PM 4 L

Nevada Supreme Court
"Office of the Clerk"
201 South Carson St.; Suite 201
Carson City, Nevada

89701

Legal Mail

150824-10258



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Thanks!!

Goodies
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National Center
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OUTGOING MAIL



1 ASTA
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6

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

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 JAMES HOWARD HAYES
14 aka JAMES HOWARD HAYES, JR.,

15 Defendant(s),
16

Case No: C-19-338412-1

Dept No: III

17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): James H. Hayes

20 2. Judge: Joseph T. Bonaventure

21 3. Appellant(s): James H. Hayes

22 Counsel:

23 James H. Hayes #1175077
24 P.O. Box 208
25 Indain Springs, NV 89070

26 4. Respondent: The State of Nevada

27 Counsel:

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

1 Las Vegas, NV 89101
2 (702) 671-2700

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

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

7 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: Yes

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

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

10 9. Date Commenced in District Court: February 26, 2019

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

12 Type of Judgment or Order Being Appealed: Misc. Order

13 11. Previous Appeal: No

14 Supreme Court Docket Number(s): N/A

15 12. Child Custody or Visitation: N/A

16 Dated This 16 day of March 2022.

17 Steven D. Grierson, Clerk of the Court

18
19 /s/ Amanda Hampton

20 Amanda Hampton, Deputy Clerk
21 200 Lewis Ave
22 PO Box 551601
23 Las Vegas, Nevada 89155-1601
24 (702) 671-0512

25 cc: James H. Hayes
26
27
28

FILED

FEB 24 2022

Sharon A. Blinn
CLERK OF COURT

Hayes, James H. 1175077
Petitioner/In Propria Persona
Post Office Box 208, SDCC
Indian Springs, Nevada 89070-0208

IN THE 8th JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF CLARK

State of Nevada

Plaintiff,

vs.

James H. Hayes

Defendant.

CASE No. C-19-338412-1
DEPT. No. 3

DESIGNATION OF RECORD ON APPEAL

TO:

C-19-338412-1
DROA
Designation of Record on Appeal
4986764



The above-named Plaintiff hereby designates the entire record of the above-entitled case, to include all the papers, documents, pleadings, and transcripts thereof, as and for the Record on Appeal.

DATED this 22nd day of February, 2022.

RESPECTFULLY SUBMITTED BY:

James H. Hayes
JAMES H. HAYES #1175077
Plaintiff/In Propria Persona

RECEIVED
APPEALS

MAR 16 2022

CLERK OF THE COURT

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-19-338412-1**

State of Nevada
vs
James Hayes

§
§
§
§
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§
§
§
§
§
§

Location: **Department 3**
Judicial Officer: **Trujillo, Monica**
Filed on: **02/26/2019**
Case Number History:
Cross-Reference Case Number: **C338412**
Defendant's Scope ID #: **2796708**
ITAG Booking Number: **1900004845**
ITAG Case ID: **2064437**
Lower Court Case # Root: **19F01534**
Lower Court Case Number: **19F01534X**

CASE INFORMATION

| Offense | Statute | Deg | Date | Case Type: | Felony/Gross Misdemeanor |
|-------------------------------------|-------------|-----|------------|--------------|--------------------------|
| Jurisdiction: District Court | | | | | |
| 1. DISORDERLY CONDUCT | 12.33.010 | M | 01/26/2019 | Case Status: | 10/13/2020 Closed |
| PCN: 0025802821 ACN: 0 | | | | | |
| Filed As: BURGLARY | | | | | |
| Arrest: 01/26/2019 | MET - Metro | F | 2/27/2019 | | |
| 2. UNLAWFUL USE OF HOTEL KEY | 205.900 | G | 01/26/2019 | | |

Statistical Closures

10/13/2020 Guilty Plea with Sentence (before trial) (CR)





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

Case Number C-19-338412-1
Court Department 3
Date Assigned 01/04/2021
Judicial Officer Trujillo, Monica











PARTY INFORMATION

| | | Lead Attorneys |
|------------------|----------------------------|---|
| Defendant | Hayes, James Howard | Pro Se |
| Plaintiff | State of Nevada | Wolfson, Steven B 702-671-2700(W) |









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

| | | |
|------------|--|----------|
| 02/26/2019 |  Criminal Bindover Packet Justice Court [1] | Index #1 |
| 02/26/2019 |  Criminal Bindover - Confidential [2] | Index #2 |
| 02/27/2019 |  Information Party: Plaintiff State of Nevada [3] Information | Index #3 |
| 02/28/2019 |  Reporters Transcript [4] Reporter's Transcript of Preliminary Hearing 2/26/2019 | Index #4 |

CASE SUMMARY
CASE NO. C-19-338412-1

| | | |
|------------|--|-----------|
| 04/11/2019 |  Notice of Motion Filed By: Plaintiff State of Nevada <i>[5] State's Notice of Motion and Motion to Admit Other Act Evidence</i> | Index #5 |
| 04/18/2019 |  Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[6] State's Notice of Witnesses and/or Expert Witnesses</i> | Index #6 |
| 04/18/2019 |  Notice Filed By: Plaintiff State of Nevada <i>[7] State's Notice of Intent to Seek Punishment as a Habitual Criminal</i> | Index #7 |
| 04/25/2019 |  Order Filed By: Plaintiff State of Nevada <i>[8] Order for Production of Inmate</i> | Index #8 |
| 05/06/2019 |  Amended Information Filed By: Plaintiff State of Nevada <i>[9] Amended Information</i> | Index #9 |
| 06/24/2019 |  Motion to Withdraw As Counsel Filed By: Defendant Hayes, James Howard <i>[10] Motion to Withdraw Counsel</i> | Index #10 |
| 07/29/2019 |  Order Granting Filed By: Plaintiff State of Nevada <i>[11] Order Granting Defendant's Motion to Withdraw Counsel</i> | Index #11 |
| 07/29/2019 |  Motion Filed By: Defendant Hayes, James Howard <i>[12] Motion to Withdraw Counsel</i> | Index #12 |
| 07/29/2019 |  Notice of Motion Filed By: Defendant Hayes, James Howard <i>[13]</i> | Index #13 |
| 10/13/2020 |  Criminal Order to Statistically Close Case <i>[14] Criminal Order to Statistically Close Case</i> | Index #14 |
| 01/04/2021 | Case Reassigned to Department 3 <i>Judicial Reassignment to Judge Monica Trujillo</i> | |
| 01/14/2022 |  Motion Filed By: Defendant Hayes, James Howard <i>[15] Motion in the Nature of a Writ of Coram Nodis</i> | Index #15 |
| 01/14/2022 |  Notice of Motion Filed By: Defendant Hayes, James Howard <i>[16]</i> | Index #16 |
| 01/20/2022 |  Opposition to Motion Filed By: Plaintiff State of Nevada <i>[17] State's Opposition to Defendant's Motion in the Nature of a Writ of Coram Nobis</i> | Index #17 |

CASE SUMMARY
CASE NO. C-19-338412-1

| | | |
|------------|---|-----------|
| 02/11/2022 |  Reply to Opposition Filed by: Defendant Hayes, James Howard <i>[18] Reply to Opposition to Defendant's Motion In the Nature of a Writ of Coram Nobis</i> | Index #18 |
| 02/24/2022 |  Notice of Appeal (Criminal) <i>[23] Notice of Appeal</i> | Index #23 |
| 02/24/2022 |  Designation of Record on Appeal <i>[24] Designation of Record on Appeal</i> | Index #24 |
| 03/02/2022 |  Motion <i>[19] Motion for Rehearing for Defendant's Motion in the Nature of a Writ of Coram Nobis</i> | Index #19 |
| 03/02/2022 |  Notice of Motion <i>[20] Notice of Motion</i> | Index #20 |
| 03/07/2022 |  Order <i>[21] Order Denying Defendant's Motion in the Nature of a Writ of Coram Nobis</i> | Index #21 |
| 03/11/2022 |  Opposition to Motion Filed By: Plaintiff State of Nevada <i>[22] State's Opposition to Defendant's Motion for Rehearing for Defendant's Motion in the Nature of a Writ of Coram Nobis</i> | Index #22 |
| 03/16/2022 |  Case Appeal Statement <i>Case Appeal Statement</i> | Index #25 |

DISPOSITIONS

| | |
|------------|---|
| 05/06/2019 | Disposition (Judicial Officer: Kephart, William D.) 2. UNLAWFUL USE OF HOTEL KEY Amended Information Filed/Charges Not Addressed PCN: Sequence: |
| 05/06/2019 | Plea (Judicial Officer: Kephart, William D.) 1. DISORDERLY CONDUCT Guilty PCN: 0025802821 Sequence: |
| 05/06/2019 | Disposition (Judicial Officer: Kephart, William D.) 1. DISORDERLY CONDUCT Guilty PCN: 0025802821 Sequence: |
| 05/06/2019 | Adult Adjudication (Judicial Officer: Kephart, William D.) 1. DISORDERLY CONDUCT 01/26/2019 (M) 12.33.010 (DC56761) PCN: 0025802821 Sequence: |

Comment (05/06/19 - Court Sitting as Magistrate, COURT ORDERED, Defendant Sentenced to CREDIT FOR TIME SERVED; CASE CLOSED)

HEARINGS

CASE SUMMARY

CASE NO. C-19-338412-1

02/28/2019



Initial Arraignment (10:00 AM) (Hearing Master: Wittenberger, Shannon)

Matter Continued;

Journal Entry Details:

Deputy Law Clerk Austin Beaumont present on behalf of the State. Deft's counsel Mr. Sanft not present. COURT ORDERED, MATTER CONTINUED. CUSTODY 3-04-19 10:00 AM ARRAIGNMENT CONTINUED (LLA) CLERK'S NOTE: Mr. Sanft's office was contacted and a message was left with new court date to be present./pi;

03/04/2019



Arraignment Continued (10:00 AM) (Hearing Master: Wittenberger, Shannon)

03/04/2019, 03/07/2019, 03/13/2019

Matter Continued;

Matter Continued;

Trial Date Set;

Journal Entry Details:

Deputized Law Clerk, Quanisha Holloway appearing for the State. Jess Matsuda, Esq., appearing for Mr. Sanft on behalf of the Deft. DEFT. HAYES ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. CUSTODY 4/10/19 8:30 AM PRE TRIAL CONFERENCE (DEPT. 19) 5/08/19 8:30 AM CALENDAR CALL (DEPT. 19) 5/13/19 10:00 AM JURY TRIAL (DEPT. 19);

Matter Continued;

Matter Continued;

Trial Date Set;

Journal Entry Details:

Mr. Matsuda advised Deft. refused transport to court and requested matter be continued for Deft s presence. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 03/13/2019 10:00 AM (LLA) ;

Matter Continued;

Matter Continued;

Trial Date Set;

Journal Entry Details:

Deputized Law Clerk, Joshua Prince, present on behalf of the State. COURT ORDERED, matter CONTINUED for the presence of counsel. CUSTODY CONTINUED TO: 3/7/19 10:00 AM;

04/10/2019



Pre Trial Conference (8:30 AM) (Judicial Officer: Kephart, William D.)

Matter Heard;

Journal Entry Details:

Mr. Sanft advised Defendant is in custody with Nevada Department of Corrections on another case and was not transported this morning. Further, Mr. Sanft advised he anticipates read; although, Julian Gregory appeared this morning indicating he has spoken with Defendant about representing him in this case. COURT ORDERED, trial date STANDS. CUSTODY (COC-NDC);

04/24/2019



Motion (8:30 AM) (Judicial Officer: Kephart, William D.)

04/24/2019, 05/06/2019

State's Notice of Motion and Motion to Admit Other Act Evidence

Matter Continued;

Defendant Sentenced;

Journal Entry Details:

Mr. Sanft advised parties have agreed that Defendant will plead guilty to a misdemeanor count of disorderly conduct with credit for time served. Upon Court's inquiry, Mr. Rowles agreed with the representations. DEFT. HAYES ARRAIGNED AND PLED NO CONTEST TO DISORDERLY CONDUCT (M). Court ACCEPTED plea. Court Sitting as Magistrate, COURT ORDERED, Defendant Sentenced to CREDIT FOR TIME SERVED; CASE CLOSED. NIC;

Matter Continued;

Defendant Sentenced;




Journal Entry Details:

Court noted Defendant not present and in custody with the Nevada Department of Corrections.

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-19-338412-1

| | <i>COURT ORDERED, matter CONTINUED; State to prepare the appropriate order to transport. CUSTODY (COC-NDC) CONTINUED TO: 5/06/2019 8:30 AM CLERK'S NOTE in order to have defendant transported from NDC the date has been moved from 4/29/2019. te;</i> |
|------------|--|
| 05/08/2019 | CANCELED Calendar Call (8:30 AM) (Judicial Officer: Kephart, William D.) <i>Vacated - per Judge</i> |
| 05/13/2019 | CANCELED Jury Trial (10:00 AM) (Judicial Officer: Kephart, William D.) <i>Vacated - per Judge</i> |
| 07/15/2019 |  Motion (8:30 AM) (Judicial Officer: Kephart, William D.) <i>Defendant's Motion to Withdraw Counsel</i> Granted; Journal Entry Details: <i>Court noted Defendant not present and in custody with the Nevada Department of Corrections. COURT ORDERED, Motion GRANTED as a Remittitur has been filed by the Supreme Court. NDC;</i> |
| 08/21/2019 |  Motion (8:30 AM) (Judicial Officer: Kephart, William D.) <i>Defendant's Pro Per Motion to Withdraw Counsel</i> Off Calendar; Journal Entry Details: <i>COURT ORDERED, Motion OFF CALENDAR as previously granted on 7/15/2019 and the Order was signed 7/17/2019. NIC (COC-NDC);</i> |
| 02/07/2022 |  Motion (8:30 AM) (Judicial Officer: Bixler, James) <i>Motion in the Nature of a Writ of Coram Nodis</i> Denied; Journal Entry Details: <i>State submitted on the pleadings. COURT ORDERED, motion DENIED. State to prepare the Order. NDC ;</i> |
| 03/23/2022 | Motion (8:30 AM) (Judicial Officer: Trujillo, Monica) Events: 03/02/2022 Motion <i>Defendant's prose person Motion for Rehearing for Defendant's Motion in the Nature of a Writ of Coram Nobis</i> |
| DATE | FINANCIAL INFORMATION |
| | Defendant Hayes, James Howard |
| | Total Charges 7.00 |
| | Total Payments and Credits 7.00 |
| | Balance Due as of 3/16/2022 0.00 |

ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
STACEY KOLLINS
Chief Deputy District Attorney
Nevada Bar #005391
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-

JAMES HOWARD HAYES,
#2796708

Defendant.

CASE NO: **C-19-338412-1**

DEPT NO: **III**

ORDER DENYING DEFENDANT'S MOTION IN
THE NATURE OF A WRIT OF CORAM NOBIS

DATE OF HEARING: **FEBRUARY 7, 2022**
TIME OF HEARING: **8:30 A.M.**

THIS MATTER having presented before the above entitled Court on the 7th day of
FEBRUARY, 2022; Defendant not present, IN PROPER PERSON; Plaintiff represented by
STEVEN B. WOLFSON, District Attorney, through MICHAEL SCARBOROUGH, Deputy
District Attorney; and without argument, based on the pleadings and good cause appearing,

//

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//

IT IS HEREBY ORDERED that DEFENDANT'S MOTION IN THE NATURE OF A WRIT OF CORAM NOBIS shall be and is DENIED.

Dated this 7th day of March, 2022

g Beravertur

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

508 119 3F6A 6F31
Joe Bonaventure Sr.
District Court Judge

BY

for

MICHAEL SCARBOROUGH
Deputy District Attorney
Nevada Bar #0142656

hjc/SVU

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 State of Nevada

CASE NO: C-19-338412-1

7 vs

DEPT. NO. Department 3

8 James Hayes
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 3/7/2022

15 Michael Sanft

michael@sanftlaw.com

16 District Attorney

motions@clarkcountyda.com

17
18
19
20
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 28, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

February 28, 2019 10:00 AM Initial Arraignment

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Phyllis Irby

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT: Hayes, James Howard Defendant

JOURNAL ENTRIES

- Deputy Law Clerk Austin Beaumont present on behalf of the State. Deft's counsel Mr. Sanft not present. COURT ORDERED, MATTER CONTINUED.

CUSTODY

3-04-19 10:00 AM ARRAIGNMENT CONTINUED (LLA)

CLERK'S NOTE: Mr. Sanft's office was contacted and a message was left with new court date to be present./pi

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 04, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

March 04, 2019 10:00 AM Arraignment Continued

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown
 April Watkins
 Carolyn Jackson
 Imelda Murrieta
 Shannon Reid
 Lauren Terralavoro

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT: Hayes, James Howard Defendant

JOURNAL ENTRIES

- Deputized Law Clerk, Joshua Prince, present on behalf of the State.

COURT ORDERED, matter CONTINUED for the presence of counsel.

CUSTODY

CONTINUED TO: 3/7/19 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 07, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

March 07, 2019 10:00 AM Arraignment Continued

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown
 April Watkins
 Carolyn Jackson
 Imelda Murrieta
 Shannon Reid
 Lauren Terralavoro

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT: MATSUDA, JESS Y. Attorney

JOURNAL ENTRIES

- Mr. Matsuda advised Deft. refused transport to court and requested matter be continued for Deft s presence. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 03/13/2019 10:00 AM (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 13, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

March 13, 2019 10:00 AM Arraignment Continued

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT: Hayes, James Howard Defendant

JOURNAL ENTRIES

- Deputized Law Clerk, Quanisha Holloway appearing for the State. Jess Matsuda, Esq., appearing for Mr. Sanft on behalf of the Deft.

DEFT. HAYES ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript.

CUSTODY

4/10/19 8:30 AM PRE TRIAL CONFERENCE (DEPT. 19)

5/08/19 8:30 AM CALENDAR CALL (DEPT. 19)

5/13/19 10:00 AM JURY TRIAL (DEPT. 19)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 10, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

April 10, 2019 8:30 AM Pre Trial Conference

HEARD BY: Kephart, William D. **COURTROOM:** RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Sanft, Michael W. Attorney
 State of Nevada Plaintiff
 Zadrowski, Bernard B. Attorney

JOURNAL ENTRIES

- Mr. Sanft advised Defendant is in custody with Nevada Department of Corrections on another case and was not transported this morning. Further, Mr. Sanft advised he anticipates read; although, Julian Gregory appeared this morning indicating he has spoken with Defendant about representing him in this case. COURT ORDERED, trial date STANDS.

CUSTODY (COC-NDC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 24, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

April 24, 2019 8:30 AM Motion

HEARD BY: Kephart, William D. **COURTROOM:** RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: MATSUDA, JESS Y. Attorney
 State of Nevada Plaintiff
 Zadrowski, Bernard B. Attorney

JOURNAL ENTRIES

- Court noted Defendant not present and in custody with the Nevada Department of Corrections.
COURT ORDERED, matter CONTINUED; State to prepare the appropriate order to transport.

CUSTODY (COC-NDC)

CONTINUED TO: 5/06/2019 8:30 AM

CLERK'S NOTE in order to have defendant transported from NDC the date has been moved from 4/29/2019. te

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

May 06, 2019

C-19-338412-1 State of Nevada
vs
James Hayes

May 06, 2019 **8:30 AM** **Motion**

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

| | | |
|-----------------|-----------------------|-----------|
| PRESENT: | Hayes, James Howard | Defendant |
| | Sanft, Michael W. | Attorney |
| | State of Nevada | Plaintiff |
| | Zadrowski, Bernard B. | Attorney |

JOURNAL ENTRIES

- Mr. Sanft advised parties have agreed that Defendant will plead guilty to a misdemeanor count of disorderly conduct with credit for time served. Upon Court's inquiry, Mr. Rowles agreed with the representations. DEFT. HAYES ARRAIGNED AND PLED NO CONTEST TO DISORDERLY CONDUCT (M). Court ACCEPTED plea. Court Sitting as Magistrate, COURT ORDERED, Defendant Sentenced to CREDIT FOR TIME SERVED; CASE CLOSED.

NIC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 15, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

July 15, 2019 8:30 AM Motion

HEARD BY: Kephart, William D. **COURTROOM:** RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: LoGrippo, Frank R. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Court noted Defendant not present and in custody with the Nevada Department of Corrections.
COURT ORDERED, Motion GRANTED as a Remittitur has been filed by the Supreme Court.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 21, 2019

C-19-338412-1 State of Nevada
 vs
 James Hayes

August 21, 2019 8:30 AM Motion

HEARD BY: Kephart, William D. **COURTROOM:** RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Lamanna, Brianna K. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- COURT ORDERED, Motion OFF CALENDAR as previously granted on 7/15/2019 and the Order was signed 7/17/2019.

NIC (COC-NDC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2022

C-19-338412-1 State of Nevada
 vs
 James Hayes

February 07, 2022 8:30 AM Motion

HEARD BY: Bixler, James **COURTROOM:** RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Rebeca Gomez

REPORTER:

PARTIES

PRESENT: Scarborough, Michael J. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- State submitted on the pleadings. COURT ORDERED, motion DENIED. State to prepare the Order.

NDC



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

JAMES HAYES #1175077
P.O. BOX 208
INDIAN SPRINGS, NV 89070

DATE: March 16, 2022
CASE: C-19-338412-1

RE CASE: STATE OF NEVADA vs. JAMES HOWARD HAYES aka JAMES HOWARD HAYES, JR.

NOTICE OF APPEAL FILED: February 24, 2022

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

☐

Case Appeal Statement

- NRAP 3 (a)(1), Form 2

☐

Order

☒

Notice of Entry of Order *for Order filed 03/07/2022*

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

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; ORDER DENYING DEFENDANT'S MOTION IN THE NATURE OF A WRIT OF CORAM NOBIS; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

JAMES HOWARD HAYES aka JAMES
HOWARD HAYES, JR.,

Defendant(s).

Case No: C-19-338412-1

Dept No: III

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 16 day of March 2022.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk