

1 KEVIN GIPSON #1082776

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

Electronically Filed
Jul 28 2022 01:23 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

5 IN THE 8TH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

6 IN AND FOR THE COUNTY OF CLARK

7
8 STATE OF NEVADA

9
10 Plaintiff,

11 vs.

12 KEVIN GIPSON

13 Defendant.

A-22-851824-W

~~A-22-85184-W~~
Case No. 10C264079

Dept. No. 3

Docket _____

14
15
16 **NOTICE OF APPEAL**

17 NOTICE IS HEREBY GIVEN, That the Petitioner/Defendant,
18 KEVIN GIPSON, 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 PETITIONER'S PETITION FOR WRIT OF HABEAS CORPUS

22
23 ruled on the 27TH day of JUNE, 20 22

24
25 Dated this 18TH day of JULY, 20 22

26 Respectfully Submitted,

27 Kevin Gipson

28 RECEIVED

JUL 25 2022

CLERK OF THE COURT

CERTIFICATE OF SERVICE BY MAILING

I, KEVIN GIPSON, hereby certify, pursuant to NRCP 5(b), that on this 18th
day of JULY, 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:

STEVEN B. WOLFSON
DISTRICT ATTORNEY
200 LEWIS AVE
LAS VEGAS, NV 89155-2212

STEVEN B. GRIERSON
CLERK OF THE COURT
200 LEWIS AVE, 3RD FLOOR
LAS VEGAS, NV 89155-1160

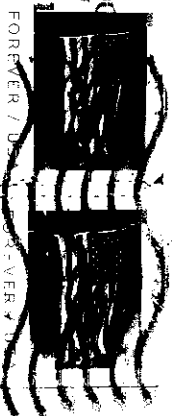
CC: FILE

DATED: this 18th day of JULY, 2022.

Kevin Gipson
KEVIN GIPSON # 1882776
/In Propria Personam
Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018
IN FORMA PAUPERIS:

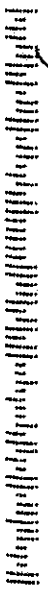
Hevin #1082716
J.A.C.C.
P.O. Box 208
Indian Springs, NV 89120

LAS VEGAS NV 89120
19 JUL 2022 PM 4 1

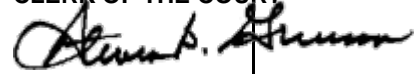


Sharon B. Shivers
Clerk of the Court
200 Nevada Ave 3rd Floor
Las Vegas, NV 89155-1165

89101-630000



Southern Desert
Correctional Center
JUL 19 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 KEVIN M. GIPSON,

11 Plaintiff(s),

12 vs.

13 WARDEN AT S.D.C.C.; STATE OF NEVADA,

14 Defendant(s),
15

Case No: A-22-851824-W

Dept No: III

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Kevin Gipson

20 2. Judge: Monica Trujillo

21 3. Appellant(s): Kevin Gipson

22 Counsel:

23 Kevin Gipson #1082776
24 P.O. Box 208
Indian Springs, NV 89070

25 4. Respondent (s): Warden at S.D.C.C.; State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89155-2212

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

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

5 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

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

7 8. Appellant Granted Leave to Proceed in Forma Pauperis**: Yes, April 29, 2022

8 **Expires 1 year from date filed

9 Appellant Filed Application to Proceed in Forma Pauperis: N/A

10 Date Application(s) filed: N/A

11 9. Date Commenced in District Court: April 28, 2022

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

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

14 11. Previous Appeal: No

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

16 12. Child Custody or Visitation: N/A

17 13. Possibility of Settlement: Unknown

18 Dated This 26 day of July 2022.

19 Steven D. Grierson, Clerk of the Court

20
21 /s/ Amanda Hampton

22 Amanda Hampton, Deputy Clerk

23 200 Lewis Ave

24 PO Box 551601

25 Las Vegas, Nevada 89155-1601

26 (702) 671-0512

27 cc: Kevin Gipson

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-22-851824-W

Kevin Gipson, Plaintiff(s)
vs.
Warden SDCC, Defendant(s)

§
§
§
§
§

Location: **Department 3**
 Judicial Officer: **Trujillo, Monica**
 Filed on: **04/28/2022**
 Cross-Reference Case Number: **A851824**

CASE INFORMATION

Related Cases

10C264079 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **04/28/2022 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-22-851824-W
 Court Department 3
 Date Assigned 04/28/2022
 Judicial Officer Trujillo, Monica

PARTY INFORMATION

Plaintiff

Gipson, Kevin M

Lead Attorneys

Pro Se

Defendant

State of Nevada

Jaramillo, Haley Ann
Retained
 702-444-4499(W)

Warden SDCC


DATE

EVENTS & ORDERS OF THE COURT


INDEX

EVENTS


04/28/2022

 Inmate Filed - Petition for Writ of Habeas Corpus
 Party: Plaintiff Gipson, Kevin M
[1] Post Conviction


04/28/2022

 Application to Proceed in Forma Pauperis
 Filed By: Plaintiff Gipson, Kevin M
[2] Application to Proceed in Forma Pauperis


04/29/2022

 Order to Proceed In Forma Pauperis
[3] Order to Proceed In Forma Pauperis


04/29/2022

 Order for Petition for Writ of Habeas Corpus
[4] Order for Petition for Writ of Habeas Corpus

06/28/2022

 Opposition
[5] Opposition and Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)

07/25/2022

 Notice of Appeal
[6] Notice of Appeal

CASE SUMMARY

CASE NO. A-22-851824-W

07/26/2022



Case Appeal Statement

Case Appeal Statement

HEARINGS

06/27/2022



Petition for Writ of Habeas Corpus (9:30 AM) (Judicial Officer: Trujillo, Monica)

06/27/2022, 09/19/2022

Briefing Schedule Set;

Journal Entry Details:

COURT NOTED, Defendant not present, in custody of Nevada Department of Corrections.

Colloquy regarding a briefing schedule. COURT ORDERED, Response due 8/22/22; Reply due 9/6/22; and hearing SET. NDC 09/19/2022 09:30 AM HEARING: PETITION FOR WRIT

OF HABEAS CORPUS;

DISTRICT COURT CIVIL COVER SHEET

A-22-851824-W

Dept. 3

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): Kevin Gipson	Defendant(s) (name/address/phone): Warden, SDCC
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 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 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.

April 28, 2022

Date

PREPARED BY CLERK

Signature of initiating party or representative

See other side for family-related case filings.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

June 27, 2022

A-22-851824-W Kevin Gipson, Plaintiff(s)
vs.
Warden SDCC, Defendant(s)

**June 27, 2022 9:30 AM Petition for Writ of Habeas
Corpus**

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Pharan Burchfield

RECORDER: Grecia Snow

REPORTER:

PARTIES

PRESENT: Jaramillo, Haley Ann Attorney

JOURNAL ENTRIES

- COURT NOTED, Defendant not present, in custody of Nevada Department of Corrections. Colloquy regarding a briefing schedule. COURT ORDERED, Response due 8/22/22; Reply due 9/6/22; and hearing SET.

NDC

09/19/2022 09:30 AM HEARING: PETITION FOR WRIT OF HABEAS CORPUS



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

KEVIN GIPSON #1082776
P.O. BOX 208
INDIAN SPRINGS, NV 89070

DATE: July 26, 2022
CASE: A-22-851824-W

RE CASE: KEVIN M. GIPSON vs. WARDEN AT S.D.C.C.; STATE OF NEVADA

NOTICE OF APPEAL FILED: July 25, 2022

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

- ☐ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☐ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☒ Order
- ☒ Notice of Entry of Order

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.

*****Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

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; DISTRICT COURT MINUTES; NOTICE OF
DEFICIENCY

KEVIN M. GIPSON,

Plaintiff(s),

vs.

WARDEN AT S.D.C.C.; STATE OF NEVADA,

Defendant(s),

Case No: A-22-851824-W

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 26 day of July 2022.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk