Jacob Daniel Gosselin					
1249389	2021 NOV - 1 PM 4: 00				
(I.D. No.) Northern Nevada Correctional Center Post Office Box 7000	CLERK CETECOURCALLY Filed				
Carson City, Nevada 89702	BY 150 2021 01:49 p.m. Elizabeth A. Brown Clerk of Supreme Court				
IN THE 2 NO JUDICIAL DISTRICT					
IN AND FOR THE COUNTY	•				
Jacob Daniel Gosselin.					
Petitioner/Plaintiff,	Case No.: CR 20-4005				
vs.	Dept. No. 15				
State of Nevada,					
Respondent/Defendant					
NOTICE OF APPEAL					
	4 -				
NOTICE IS HEREBY GIVEN that I, J	acob Gosselin appeal the				
Judgment / Order entered on the 23 day					
court.	•				
Dated this 20 day of October,	20 2 ( .				

(Signature)

## **CERTIFICATE OF SERVICE BY MAIL**

Pursuant to NRCP Rul	e 5(b), I hereby co	ertify that I am the De	fendant named
herein and that on this	Zl day of	Octobec	_, 20 <u>71</u> , I mailed a
true and correct copy of	f the foregoing No	OTICE OF APPEAL t	o the following:
(	washoe o	ounty District Attorne	·y
	P.O. Box III	30	methymp.
<del>7</del>	Reno, NU.	89502	

(Signature)

# AFFIRMATION PURSUANT TO NRS 239B.030

\*\* I certify that the foregoing document DOES NOT contain the social security number of any persons.

<u>/0/21/2021</u> (Date)

(Signature)

# GOSSELIN, J. 1249389

Northern Nevada Correctional Center Post Office Box 7000 Carson City Nevada 89702

Second Judicial District Court
County of Washoe Reno Nevada 89501 75 Court Street,

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2021-11-03 09:42:41 AM
Alicia L. Lerud
Clerk of the Court
Transaction # 8729073

Code 1310

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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA,

JACOB DANIEL GOSSELIN,

Plaintiff,

Case No. CR20-4005

VS.

Dept. No. 15

Defendant.

#### CASE APPEAL STATEMENT

This case appeal statement is filed pursuant to NRAP 3(f).

- 1. Appellant is Jacob Daniel Gosselin.
- 2. This appeal is from an order entered by the Honorable Judge David A. Hardy.
- 3. Appellant is representing himself in Proper Person on appeal. The Appellant's address is:

Jacob Daniel Gosselin #1249389 N.N.C.C. PO Box 7000 Carson City, Nevada 89702

4. Respondent is the State of Nevada. Respondent is represented by the Washoe County District Attorney's Office:

Jennifer P. Noble, Esq., SBN: 9446 P.O. Box 11130 Reno, Nevada 89520

5. Respondent's attorney is not licensed to practice law in Nevada: n/a

# SECOND JUDICIAL DISTRICT COURT COUNTY OF WASHOE

Case History - CR20-4005

DEPT. D15

HON. DAVID A. HARDY

Report Date & Time 11/3/2021 9:48:42AM

Case ID:	CR20-4005	Case Descr Case Type:	iption: STATE VS. JACOB DANIEL GOSSE CRIMINAL	LIN (TN)(D15) Initial Filing Date:	12/16/2020
			Parties		
PLTF DA DA DEFT DATY PNP		STATE OF NEVA Jennifer P. Noble, F Luke J. Prengaman, JACOB DANIEL C Sean Neahusan, Es Div. of Parole & P.	Esq 9446 Esq 6094 FOSSELIN - @1340611 q 11224		
FINE		DIV. 01 Fatole & F.	Charges		
Charge No. 1 2 3	Charge Code 50001 50031 50147	Charge Date 5/14/2021 5/14/2021 5/14/2021	Charge Description of the first degree with the weapon information attempted murder with the use of the conspiracy to commit robbery	HE USE OF A DEADLY	
			Plea Information		
Charge No.	Plea Code	Plea Date	Plea Description		
1	50001	5/17/2021	PLED GUILTY		
2	50031	5/17/2021	PLED GUILTY		
3	50147	5/17/2021	PLED GUILTY		
<i>Date</i> 9/23/2021	Charge No. 2 - Nevada	Charge Desc a State Prison	Sentences Time Served  NDOC 7-20 YEARS W/ A CONSECUTIVE SE 1-20 YEARS FOR THE DEADLY WEAPON ENHANCEMENT; DNA ANALYSIS; + FEES BE SUBJECT TO REMOVAL FROM THE DE AT WCJ AND/OR NDOC.	WHICH SHALL	
9/23/2021	21 3 - Nevada State Prison		NDOC 12-30 MOS, TO BE SERVED CONCUL THE SENTENCE IMPOSED FOR COUNT II.	RRENTLY TO	
		Custody Status	Release Information		
			Hearings		
Dep	artment Event l	Description	Sched. Date	e & Time	Disposed Date
1 D	15 ARRAIGNME	ENT	5/17/2021	09:00:00	5/17/2021
Ev	ent Extra Text:		<b>Disposition</b> D655 5/17/		

se ID:	CR20-400		iption: STATE VS. JACO CRIMINAL	B DANIEL GOSSE	LIN (TN)(D15) Initial Filing Date:	12/16/2020
				COUNSEL AD A MOTION RI HE REQUEST COURT ORDE	RMATION.  WAS SET FOR 9/20/2021 @10:30AM  VISED THE COURT THAT HE WILL  THE DEFT'S CUSTODY STATUS A  ED A CLOSED HEARING ON THE M  ERED: HRG ON DEFENSE COUNSEL  USTODY STATUS SHALL BE SET FO	BE FILING SAP, AND IOTION. 'S MOTION
Depar	rtment	Event Description		Sched. Dat	e & Time	Disposed Date
<b>2</b> D15	5 HE	ARING		5/24/2021	14:00:00	5/24/2021
	Event Extra Text: (HRG ON DEFENSE COUNSEL'S MOTION RE: DEFT'S CUSTODY STATUS.)		<b>Disposition</b> D355 5/24 COURT DENI		EASE, AND	
				HE SHALL RE	EMAIN IN CUSTODY PENDING SEN	TENCING.
-	rtment	Event Description		Sched. Dat		Disposed Date
3 D15	5 SE	NTENCING		9/20/2021	10:30:00	7/28/2021
Even	nt Extra Text:	(SPECIAL SET WITH POSSIBLE W	ITNESSES)	<b>Disposition</b> D844 7/28.	ı: /2021	
					D RESET DUE TO CHANGE IN DEP ALENDARS; RESET FOR SEPTEMBE	
Depar	rtment	Event Description		Sched. Dat	e & Time	Disposed Date
4 D15	SE:	NTENCING		9/23/2021	10:30:00	9/23/2021
	nt Extra Text: NESSES	ZOOM SPECIAL SET WITH POSSIE	BLE	<b>Disposition</b> D765 9/23.	ı: /2021	
			Agency Cross Refe	rence		
Code	Ageno	y Description	Case Reference	I.D.		
DA I	District Att	orney's Office	RCR2021110969			
		forney's Office	DA2014748			
	Supreme C Sparks Pol	ourt ice Department	SCN 83674 SPD20000431			
	1		Actions			
Action Entry L		•		Text		
12/16/2020	3843	Request for Early Case Assignm			action 8208581 - Approved By: BBL	
5/6/2021	2587	Notice of Setting	<u> </u>		MENT - Transaction 8432084 - App	roved By: NOREVIEW : (
5/6/2021	2522	Notice of Bindover	Transaction 8431835 - Ap			
5/6/2021	3700	Proceedings	Transaction 8431835 - Ap			
5/6/2021	NEF	Proof of Electronic Service	Transaction 8431936 - Ap			
5/6/2021	NEF	Proof of Electronic Service	Transaction 8432092 - Ap			
5/14/2021	4285	Waiver	Transaction 8445120 - Ap			
5/14/2021	1800	Information	Transaction 8445120 - Ap			A
5/14/2021	3870	Request			NRS 174.245 - Transaction 8445120	ว - Approved By: CAGUII
5/14/2021	NEF	Proof of Electronic Service	Transaction 8445172 - Ap			
5/14/2021	NEF	Proof of Electronic Service	Transaction 8445196 - Ap			
5/14/2021	1491	Pretrl Srvcs Assessment Report	Transaction 8445167 - Ap	oproved By: NOREVIE	N : 05-14-2021:10:40:35	

e ID:	CR20-4005	Case Descri Case Type:	iption: STATE VS. JACOB DANIEL GOSSELIN (TN)(D15)  CRIMINAL Initial Filing Date: 12/16/2020
5/18/2021	MIN	***Minutes	5/17/2021 - ARRAIGNMENT - Transaction 8450790 - Approved By: NOREVIEW: 05-18-2021:13:17:02
5/18/2021	NEF	Proof of Electronic Service	Transaction 8450793 - Approved By: NOREVIEW: 05-18-2021:13:18:06
5/21/2021	2130	Mtn for O.R. Release	Transaction 8459034 - Approved By: NOREVIEW: 05-21-2021:18:08:54
5/21/2021	NEF	Proof of Electronic Service	Transaction 8459036 - Approved By: NOREVIEW: 05-21-2021:18:09:53
5/24/2021	1785	Guilty Plea Memo/Agreement	Transaction 8459898 - Approved By: NOREVIEW: 05-24-2021:11:28:46
5/24/2021	NEF	Proof of Electronic Service	Transaction 8459904 - Approved By: NOREVIEW: 05-24-2021:11:29:47
6/18/2021	NEF	Proof of Electronic Service	Transaction 8502208 - Approved By: NOREVIEW: 06-18-2021:10:43:42
6/18/2021	MIN	***Minutes	5/24/2021 - HRG ON DEFT'S MOTION FOR O/R RELEASE - Transaction 8502203 - Approved By: NOREV
7/9/2021	4185	Transcript	Arraignment 5-17-21 - Transaction 8536728 - Approved By: NOREVIEW: 07-09-2021:21:48:45
7/9/2021	NEF	Proof of Electronic Service	Transaction 8536730 - Approved By: NOREVIEW: 07-09-2021:21:49:35
7/16/2021	NEF	Proof of Electronic Service	Transaction 8546666 - Approved By: NOREVIEW: 07-16-2021:08:07:10
7/16/2021	1785	Guilty Plea Memo/Agreement	Transaction 8546663 - Approved By: NOREVIEW: 07-16-2021:08:04:19
7/28/2021	NEF	Proof of Electronic Service	Transaction 8565416 - Approved By: NOREVIEW: 07-28-2021:09:57:39
7/28/2021	1250E	Application for Setting eFile	RESETTING SENTENCING TO SEPTEMBER 23, 2021, AT 10:30 A.M Transaction 8565413 - Approved E
9/9/2021	4500	PSI - Confidential	Transaction 8638650 - Approved By: NOREVIEW: 09-09-2021:15:29:09
9/9/2021	NEF	Proof of Electronic Service	Transaction 8638657 - Approved By: NOREVIEW: 09-09-2021:15:30:09
9/22/2021	NEF	Proof of Electronic Service	Transaction 8660687 - Approved By: NOREVIEW: 09-22-2021:14:48:37
9/22/2021	4500	PSI - Confidential	Transaction 8660680 - Approved By: NOREVIEW: 09-22-2021:14:47:36
9/23/2021	NEF	Proof of Electronic Service	Transaction 8662125 - Approved By: NOREVIEW: 09-23-2021:11:12:02
9/23/2021	NEF	Proof of Electronic Service	Transaction 8663428 - Approved By: NOREVIEW: 09-23-2021:16:30:31
9/23/2021	1850	Judgment of Conviction	Transaction 8663422 - Approved By: NOREVIEW: 09-23-2021:16:29:31
9/23/2021	3373	Other	CORRESPONDENCE FROM COUNSEL NEAHUSAN RE: HIS TARDINESS TO SENTENCING ON 9/23/20
9/23/2021	COLL	Sent to Collections	23-SEP-2021
9/27/2021	2700	Ord After Hearing	Transaction 8667091 - Approved By: NOREVIEW: 09-27-2021:12:29:39
9/27/2021	NEF	Proof of Electronic Service	Transaction 8667102 - Approved By: NOREVIEW: 09-27-2021:12:33:05
10/19/2021	2515	Notice of Appeal Supreme Court	
10/20/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 8707521 - Approved E
10/20/2021	1310E	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 8707521 - Approved By: NOREVIEW : 10-20-2021:11:35:32
10/20/2021	NEF	Proof of Electronic Service	Transaction 8707528 - Approved By: NOREVIEW : 10-20-2021:11:36:43
10/25/2021	1187	**Supreme Court Case No	SUPREME COURT NO. 83674 - GOSSELIN
10/27/2021	NEF	Proof of Electronic Service	Transaction 8720342 - Approved By: NOREVIEW : 10-27-2021:16:33:16
10/27/2021	1188	Supreme Court Receipt for Doc	SUPREME COURT NO. 83674 / RECEIPT FOR DOCUMENTS - Transaction 8720338 - Approved By: NOR
11/1/2021	PAYRC	**Payment Receipted	A Payment of -\$25.97 was made on receipt DCDC682176.
11/1/2021	2515	Notice of Appeal Supreme Court	SEPT 23, 2021 ORDER
11/3/2021	NEF	Proof of Electronic Service	Transaction 8729082 - Approved By: NOREVIEW : 11-03-2021:09:46:12
11/3/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 8729073 - Approved E
11/3/2021	1310E	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 8729073 - Approved By: NOREVIEW : 11-03-2021:09:43:21

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2021-09-23 04:28:59 PM
Alicia L. Lerud
Clerk of the Court
Transaction # 8663422

CODE 1850

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA,

Plaintiff,

Case No. CR20-4005

VS.

Dept. No. 15

JACOB DANIEL GOSSELIN,

Defendant.

### **JUDGMENT**

The Defendant, having entered a plea of Guilty, and no sufficient cause being shown as to why judgment should not be pronounced against him, the Court rendered judgment as follows:

That Jacob Daniel Gosselin is guilty of the crime of Attempted Murder With the Use of a Deadly Weapon, a violation of NRS 193.330 and NRS 193.165, being an attempt to violate NRS 200.010, a category B felony, as charged in Count II of the Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of twenty (20) years with the minimum parole eligibility of seven (7) years, with credit for two hundred eleven (211) days time served. The Court further imposes an additional penalty of a consecutive term of imprisonment in the Nevada Department of Corrections for the maximum term of twenty (20) years with the minimum parole eligibility of one (1) year for the deadly weapon enhancement.

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That Jacob Daniel Gosselin is guilty of the crime of Conspiracy to Commit Robbery, a violation of NRS 199.480 and NRS 200.380, a category B felony, as charged in Count III of the Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of thirty (30) months with the minimum parole eligibility of twelve (12) months, to be served concurrently to the sentence imposed for Count II, with credit for two hundred eleven (211) days time served.

The Court, having found that the penalty imposed for the deadly weapon enhancement be served consecutively to the underlying sentence imposed for Count II, finds that the maximum aggregate term of imprisonment in the Nevada Department of Corrections is forty (40) years, and the minimum aggregate term of imprisonment is eight (8) years.

It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar (\$25.00) administrative assessment fee; that he shall submit to a DNA analysis test for the purpose of determining genetic markers and pay a testing fee in the amount of One Hundred Fifty Dollars (\$150.00); that he shall pay the Three Dollar (\$3.00) administrative assessment fee for obtaining a biological specimen and conducting a genetic marker analysis; and that he shall reimburse Washoe County in the amount of Five Hundred Dollars (\$500.00) for legal services rendered.

It is further ordered that the fees shall be subject to removal from the Defendant's books at the Washoe County Jail and/or the Nevada Department of Corrections. Any fine, fee, administrative assessment, or restitution ordered today (as reflected in this Judgment) constitutes a lien, as defined in NRS 176.275. Should the Defendant not pay these fines, fees, assessments, or restitution, collection efforts may be undertaken against him.

It is further ordered that Murder of the First Degree with the Use of a Deadly Weapon, a violation of NRS 200.010, NRS 200.030, and NRS 193.165, a category A felony, as charged in Count I of the Information, is hereby dismissed.

Dated this 23rd day of September, 2021.

DISTRICT JUDGE

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Clerk of the Court
Transaction # 8450790

CASE NO. CR20-4005

#### STATE OF NEVADA VS. JACOB DANIEL GOSSELIN

DATE, JUDGE Pg. 1 **OFFICERS OF** COURT PRESENT APPEARANCES-HEARING CONT'D TO 5/17/2021 ARRAIGNMENT HONORABLE Chief Deputy District Attorney Luke Prengaman was present on behalf of 5/24/2021 DAVID A. the State. Defendant was present with counsel, Sean Neahusan, Esq. Sara 2:00 p.m. Currence was present on behalf of the Division of Parole and Probation. Hrg Re: HARDY Pretrial Services Officer Lori Pitt was also present. DEPT. NO. 15 Deft's M. Merkouris Custody Pursuant to the national and local COVID-19 emergency response that caused temporary Status (Clerk) closure of the courthouse located at 75 Court Street in Reno, Washoe County, Nevada, this C. Wolden hearing was conducted remotely. This Court and all participants appeared electronically (Reporter) 9/20/2021 via Zoom Webinar. This Court was physically located in Washoe County, Nevada. Zoom 10:30 a.m. Webinar Sentencing TRUE NAME: JACOB DANIEL GOSSELIN. Defendant acknowledged receipt of the Information; waived reading.

Defendant acknowledged receipt of the Information; waived reading. Defense counsel stated the plea negotiations; State's counsel concurred with the recited negotiations.

**COURT** noted that the Waiver of Preliminary Examination states the plea negotiations correctly with regards to the titles of each Count, however the Count numbers are incorrect.

Defendant sworn and fully canvassed by the Court as to his rights. During the Court's plea canvass, the Defendant requested time to speak to his attorney privately; matter trailed.

When the case was recalled, the Defendant was further canvassed regarding his rights.

Defendant again requested to speak to his attorney privately; matter trailed. When the case was recalled, Defense counsel gave the Court information regarding the Defendant's questions.

Defendant was further canvassed by the Court.

COURT read aloud the charges contained in the Information.

Defendant entered plea of guilty to Murder of the First Degree With the Use of a Deadly Weapon as charged in Count I of the Information; Attempted Murder With the Use of a Deadly Weapon as charged in Count II of the Information; and Conspiracy to Commit Robbery as charged in Count III of the Information. Court accepted plea after finding that the Defendant was freely, voluntarily, and competently entering such plea and had been fully advised by counsel.

**COURT** noted that the trial in CR20-0308, State vs. Daniel Munoz-Negrete, is set to begin on August 23, 2021. (*This trial is set in Dept. 6 for 13 days.*) **COURT ORDERED:** Sentencing is set for September 20, 2021, at 9:00 a.m. **COURT ORDERED:** Defendant shall cooperate with the Division of Parole and Probation in the preparation of a PSI.

# CASE NO. CR20-4005

# STATE OF NEVADA VS. JACOB DANIEL GOSSELIN

DATE, JUDGE OFFICERS OF	Pg. 2	
COURT PRESI	ENT APPEARANCES-HEARING	CONT'D TO
5/17/2021	ARRAIGNMENT	_
HONORABLE	<b>COURT FURTHER ORDERED:</b> Matter referred to the Division of Parole	5/24/2021
DAVID A.	and Probation for PSI and continued for entry of judgment, consideration of	2:00 p.m.
HARDY	probation report and imposition of sentence.	Hrg Re:
DEPT. NO. 15	Defense counsel advised the Court that there is an agreement between the	Deft's
M. Merkouris	parties that the Defendant can be released on his own recognizance with	Custody
(Clerk)	Pretrial Services supervision and GPS monitoring, and he presented	Status
C. Wolden	argument in support of this request.	0/00/004
(Reporter)	State's counsel concurred with Defense counsel, noting that he has	9/20/2021
Zoom Webinar	stipulated to the Defendant being released from custody pending	10:30 a.m.
vvebillai	sentencing.  COURT noted that the Defendant has just pled guilty to first degree murder	Sentencing
	with a deadly weapon, as well as two other serious charges, and now the	
	attorneys are requesting that the Court release him from custody, with	
	absolutely nothing in the file to support this request.	
	Officer Pitt gave the Court information regarding the Defendant's previous	
	performance on Pretrial Services supervision, noting that he was not	
	interviewed following this arrest due to the nature of the charges.	
	Discussion ensued between the Court and respective counsel regarding	
	sentencing and the Defendant's custody status.	
	COURT ORDERED: The joint request that the Defendant be released on his	
	own recognizance is DENIED. Defense counsel is free to file a written	
	motion on the issue, and a hearing will be set for May 24, 2021 at 2:00 p.m.	
	Defendant remanded to the custody of the Sheriff.	

FILED Electronically CR20-4005 2021-06-18 10:42:03 AM Alicia L. Lerud Clerk of the Court Transaction # 8502203

#### CASE NO. CR20-4005

#### STATE OF NEVADA VS. JACOB DANIEL GOSSELIN

DATE, JUDGE **OFFICERS OF** COURT PRESENT

APPEARANCES-HEARING

5/24/2021

**HEARING ON DEFENDANT'S MOTION FOR O/R RELEASE** 

**HONORABLE** 

2:00 p.m. – Court convened via Zoom.

DAVID A.

Chief Deputy District Attorney Luke Prengaman was present on behalf of the State.

**HARDY** 

Defendant was present with counsel, Sean Neahusan, Esq.

DEPT. NO. 15 M. Merkouris (Clerk)

Pursuant to the national and local COVID-19 emergency response that caused temporary closure of the courthouse located at 75 Court Street in Reno, Washoe County, Nevada, this hearing was conducted remotely. This Court and all participants appeared electronically via Zoom Webinar. This Court was

A. Trevino (Reporter)

physically located in Washoe County, Nevada.

Zoom Webinar **COURT** reviewed the procedural history of the case, noting that he has reviewed the Defendant's Motion for Own Recognizance Release, filed May 21, 2021, and it does not give him very much information.

Defense counsel presented argument in support of the Motion.

State's counsel gave the Court information regarding the Defendant's criminal history, and he summarized his reasons for agreeing that the Defendant be released on his own recognizance pending sentencing.

**COURT** set forth findings of fact and conclusions of law, noting that he can discern no benefits and only risks to the safety of the community if this Motion was to be granted. **COURT DENIED** Defendant's Motion for Own Recognizance Release. Defendant shall remain in custody pending sentencing.

Defendant remanded to the custody of the Sheriff.

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2021-11-03 09:42:41 AM
Alicia L. Lerud
Clerk of the Court
Transaction # 8729073

Case No. CR20-4005

Dept. No. 15

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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA,

Plaintiff,

VS.

JACOB DANIEL GOSSELIN,

Defendant.

CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL

I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on the 3rd day of November, 2021, I electronically filed the Notice of Appeal in the above entitled matter to the Nevada Supreme Court.

I further certify that the transmitted record is a true and correct copy of the original pleadings on file with the Second Judicial District Court.

Dated this 3rd day of November, 2021.

Alicia L. Lerud Clerk of the Court By /s/

**Deputy Clerk**