

1 Bryan p Bonham 60575
2 po Box 650 (HOSP)
3 Indian Springs, NEV 89070

FILED

Electronically Filed
Mar 10 2022 03:27 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

5 EIGHTH JUDICIAL DISTRICT COURT

6 CLARK COUNTY, NEVADA

8 STATE OF NEVADA

9 RESPONDANT

CASE NO. A-21-844910-W

10 -VS-

NOTICE OF APPEAL

11 Bryan p Bonham

12 Appellant

14 TO

15 Steve Wolfson

16 200 Lewis Ave

17 LUNU 89155

19 please take notice that the undersigned in the above action gives his
20 notice of Appeal of order given on 02/17/2022 dismissing Appellants
21 petition for writ of Habeas Corpus.

23 Dated this 24th day of February 2022

24 

25 Bryan p Bonham 60575

26 po Box 650 HOSP

27 Indian Springs, NEV 89070

28

RECEIVED

MAR 07 2022

CLERK OF THE COURT

Bryan Bonham 60575
PO Box 650 HOSP
Indian Springs, Nev 89407

3762

LAS VEGAS NV 890
3 MAR 2022 PM 4 L

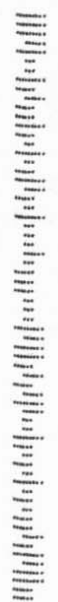
Reginal Justice center

8TH Judicial Dist court
200 Lewis Ave 3rd Floor
Las Vegas, Nev 89155

Confidential
Legal Mail

mailed via Brass slip #
2414387

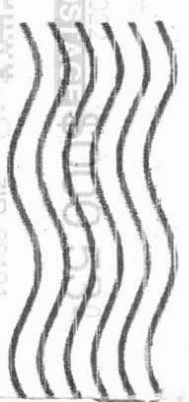
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in person

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mailed via Brass slip



zip 89101
0471412254121

FEB 19 2022



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 BRYAN P. BONHAM,

11 Plaintiff(s),

12 vs.

13 CALVIN JOHNSON, WARDEN (HDSP),

14 Defendant(s),
15

Case No: A-21-844910-W

Dept No: VI

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Bryan P. Bonham

20 2. Judge: Jacqueline M. Bluth

21 3. Appellant(s): Bryan P. Bonham

22 Counsel:

23 Bryan P. Bonham #60575
24 P.O. Box 650
Indian Springs, NV 89070

25 4. Respondent (s): Calvin Johnson, Warden (HDSP)

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, December 3, 2021

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: December 3, 2021

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 8 day of March 2022.

19 Steven D. Grierson, Clerk of the Court

20
21 /s/ Heather Ungermann

22 Heather Ungermann, Deputy Clerk

23 200 Lewis Ave

24 PO Box 551601

25 Las Vegas, Nevada 89155-1601

26 (702) 671-0512

27 cc: Bryan P. Bonham

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-21-844910-W

Bryan Bonham, Plaintiff(s)

vs.

Calvin Johnson, Warden (HDSP), Defendant(s)

§
§
§
§
§

Location: Department 6

Judicial Officer: Bluth, Jacqueline M.

Filed on: 12/03/2021

Cross-Reference Case A844910

Number:

CASE INFORMATION

Related Cases

C-15-307298-1 (Writ Related Case)

Case Type: Writ of Habeas Corpus

Case Status: 12/03/2021 Open

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-21-844910-W
 Court Department 6
 Date Assigned 12/03/2021
 Judicial Officer Bluth, Jacqueline M.

PARTY INFORMATION

Plaintiff

Bonham, Bryan

Lead Attorneys

Pro Se

Defendant

Calvin Johnson, Warden (HDSP)

Wolfson, Steven B
 Retained
 702-671-2700(W)


DATE

EVENTS & ORDERS OF THE COURT


INDEX

EVENTS


12/03/2021

 Inmate Filed - Petition for Writ of Habeas Corpus
 Party: Plaintiff Bonham, Bryan
 [1] Petition for Writ of Habeas Corpus Pursuant to All Writs Act 28.U.S.C.S. 31651


12/03/2021

 Application to Proceed in Forma Pauperis
 Filed By: Plaintiff Bonham, Bryan
 [2] Application to Proceed Informa Pauperis (Confidential)


12/03/2021

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


12/03/2021

 Order to Proceed In Forma Pauperis
 [4] Order to Proceed Informa Pauperis (Confidential)





01/12/2022

 Motion for Discovery
 Filed By: Plaintiff Bonham, Bryan
 [5] "Hearing Requested" Motion for Discovery & Motion for Order to Show Cause

01/12/2022

 Clerk's Notice of Hearing
 [6] Notice of Hearing

CASE SUMMARY
CASE NO. A-21-844910-W

| | |
|------------------------|---|
| 02/08/2022 |  Response <i>[7] State's Response to Defendant's Petition for Writ of Habeas Corpus, Motion for Discovery and Motion for Order to Show Cause, and Motion for Appointment of Counsel and Request for an Evidentiary Hearing</i> |
| 03/07/2022 |  Notice of Appeal (Criminal) <i>[8] Notice of Appeal</i> |
| 03/08/2022 |  Case Appeal Statement <i>Case Appeal Statement</i> |
| <u>HEARINGS</u> | |
| 02/17/2022 | Petition for Writ of Habeas Corpus (11:00 AM) (Judicial Officer: Bluth, Jacqueline M.) <i>Petition for Writ of Habeas Corpus</i> Denied; |
| 02/17/2022 | Motion (11:00 AM) (Judicial Officer: Bluth, Jacqueline M.) <i>Plaintiff's Motion for Discovery and Motion for Order to Show Cause</i> Denied; |
| 02/17/2022 |  All Pending Motions (11:00 AM) (Judicial Officer: Bluth, Jacqueline M.) Decision Made; Journal Entry Details: <i>PETITION FOR WRIT OF HABEAS CORPUS...PLAINTIFF'S MOTION FOR DISCOVERY AND MOTION FOR ORDER TO SHOW CAUSE COURT ORDERED, Petitioner's Writ of Habeas Corpus is DENIED. Petitioner's claims are procedurally barred. Petitioner's Judgment of Conviction was filed on October 15, 2015. Thus, the present petition is untimely by more than five years. Moreover, Petitioner has not shown that impediment external to his defense prevented him from filing his Petition in a timely manner or that his claims were not available at the time of default. And, Petitioner does not allege good cause or prejudice for the untimely filing Alternatively, Petitioner pleaded guilty pursuant to Alford and none of Petitioner's claims are based on an allegation that the plea was entered involuntarily or unknowingly or that the plea was entered without effective assistance of counsel. Thus, Petitioner's claims are outside the scope of a habeas Petition. COURT FURTHER ORDERED, Petitioner's Motion for Discovery is DENIED. NRS 34.780(2) reads: After the writ has been granted and a date set for the hearing, a party may invoke any method of discovery available under the Nevada Rules of Civil Procedure if, and to the extent that, the judge or justice for good cause shown grants leave to do so. A writ is not "granted" for discovery purposes until this Court determines that there is a need for an evidentiary hearing. NRS 34.770(3). Petitioner's request to conduct discovery is therefore premature. NDC CLERK'S NOTE: A copy of this minute order was electronically mailed to: John Afshar, Deputy District Attorney and a copy was mailed to the Petitioner.;</i> |

DISTRICT COURT CIVIL COVER SHEET

County, Nevada

A-21-844910-W
Dept. 6

Case No. _____

(Assigned by Clerk's Office)

I. Party Information *(provide both home and mailing addresses if different)*

| | |
|--|--|
| Plaintiff(s) (name/address/phone): Bryan Bonham | Defendant(s) (name/address/phone): Calvin Johnson, Warden |
| | |
| | |
| 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 <i>(select case type and estate value)</i> <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.

December 3, 2021

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

February 17, 2022

A-21-844910-W Bryan Bonham, Plaintiff(s)
vs.
Calvin Johnson, Warden (HDSP), Defendant(s)

February 17, 2022 11:00 AM All Pending Motions

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Kristen Brown

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- PETITION FOR WRIT OF HABEAS CORPUS...PLAINTIFF'S MOTION FOR DISCOVERY AND
MOTION FOR ORDER TO SHOW CAUSE

COURT ORDERED, Petitioner's Writ of Habeas Corpus is DENIED. Petitioner's claims are procedurally barred. Petitioner's Judgment of Conviction was filed on October 15, 2015. Thus, the present petition is untimely by more than five years. Moreover, Petitioner has not shown that impediment external to his defense prevented him from filing his Petition in a timely manner or that his claims were not available at the time of default. And, Petitioner does not allege good cause or prejudice for the untimely filing

Alternatively, Petitioner pleaded guilty pursuant to Alford and none of Petitioner's claims are based on an allegation that the plea was entered involuntarily or unknowingly or that the plea was entered without effective assistance of counsel. Thus, Petitioner's claims are outside the scope of a habeas Petition.

COURT FURTHER ORDERED, Petitioner's Motion for Discovery is DENIED. NRS 34.780(2) reads: After the writ has been granted and a date set for the hearing, a party may invoke any method of

PRINT DATE: 02/17/2022

Page 1 of 2

Minutes Date: February 17, 2022

discovery available under the Nevada Rules of Civil Procedure if, and to the extent that, the judge or justice for good cause shown grants leave to do so. A writ is not "granted" for discovery purposes until this Court determines that there is a need for an evidentiary hearing. NRS 34.770(3). Petitioner's request to conduct discovery is therefore premature.

NDC

CLERK'S NOTE: A copy of this minute order was electronically mailed to: John Afshar, Deputy District Attorney and a copy was mailed to the Petitioner.



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

BRYAN P. BONHAM #60575
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: March 8, 2022
CASE: A-21-844910-W

RE CASE: BRYAN P. BONHAM vs. CALVIN JOHNSON, WARDEN (HDSP)

NOTICE OF APPEAL FILED: March 7, 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

BRYAN P. BONHAM,

Plaintiff(s),

vs.

CALVIN JOHNSON, WARDEN (HDSP),

Defendant(s),

Case No: A-21-844910-W

Dept No: VI

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 8 day of March 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

