

Electronically Filed

09/08/2022

Heather S. Linn

CLERK OF THE COURT

JOIN and NOTC
MATTHEW TRAVIS HOUSTON, CHTD.
ABA No. 04662784
NDOC No. 1210652
PO Box 650
Indian Springs, NV 89070
p:(714) 916-7431

Electronically Filed
Sep 16 2022 10:04 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

ALSO JUSTICE COURT # 21P01950
Dept. 14

MATTHEW TRAVIS HOUSTON,
Plaintiff, Plaintiff-in-Error and
the Petitioner-appellant,

CASE No.(s): C.17.323614.1
DEPT.: XIX

CASE NO.: A.22.853203.W
DEPT.: XI

CASE NO.: A.22.758861.C
DEPT.: XX

CASE NO.: A.22.856372.C
DEPT.: XX

CASE NO.: A.17.758861.C
DEPTS: 17, 18 and 29

VS.

MANDALAY BAY CORP., ET AL
AND THE DEEP STATE OF NEVADA,
Defendant-respondents.

"de novo hearings requested"

EMERGENCY
NOTICE OF APPEAL TO MINUTE ORDER FROM
JUNE 16TH, 2022

"hearings requested"

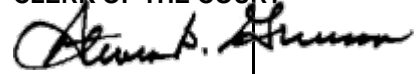
Plaintiff, Plaintiff-in-Error and the Petitioner-
appellant, Matthew Travis Houston respectfully submits
these above titled and mentioned pleadings to the Supreme
Court of Nevada this 30th day of August, 2022.

x. Matthew Travis Houston
MATTHEW TRAVIS HOUSTON, pro se
ABA No. 04662784

RECEIVED

SEP 05 2022

CLERK OF THE COURT



1 ASTA
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5

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

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 MATTHEW TRAVIS HOUSTON,

14 Defendant(s),
15

Case No: C-17-323614-1

Dept No: XIX

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Matthew Travis Houston

20 2. Judge: Crystal Eller

21 3. Appellant(s): Matthew Travis Houston

22 Counsel:

23 Matthew Travis Houston #1210652
24 P.O. Box 650
Indian Springs, NV 89070

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89101

(702) 671-2700

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

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

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

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

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

9. Date Commenced in District Court: May 17, 2017

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

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 79408, 84885

12. Child Custody or Visitation: N/A

Dated This 12 day of September 2022.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Matthew Travis Houston

CASE SUMMARY

CASE NO. C-17-323614-1

State of Nevada
vs
Matthew Houston

§ Location: Department 19
§ Judicial Officer: Eller, Crystal
§ Filed on: 05/17/2017
§ Case Number History:
§ Cross-Reference Case Number: C323614
§ Defendant's Scope ID #: 7035801
§ ITAG Booking Number: 1700153305
§ ITAG Case ID: 2025580
§ Lower Court Case # Root: 17F00474
§ Lower Court Case Number: 17F00474X
§ Metro Event Number: 1609200286
§ Supreme Court No.: 79408
84885

CASE INFORMATION

| Offense | Statute | Deg | Date | Case Type: | Felony/Gross Misdemeanor |
|---|-------------|-----|------------|--------------|--------------------------|
| 1. COMPETENCY DETERMINATION | COMPETENCY | O | 05/17/2017 | | |
| 1. DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN | 484C.400.1c | F | 09/20/2016 | Case Status: | 07/16/2020 Closed |
| Arrest: 09/20/2016 | | | | | |

Related Cases

A-19-800219-W (Writ Related Case)

Statistical Closures

| | |
|------------|---|
| 07/16/2020 | Other Manner of Disposition - Criminal |
| 01/15/2019 | Guilty Plea with Sentence (before trial) (CR) |
| 06/15/2017 | Transferred (before/during trial) |

DATE

CASE ASSIGNMENT

Current Case Assignment

| | |
|------------------|----------------|
| Case Number | C-17-323614-1 |
| Court | Department 19 |
| Date Assigned | 09/07/2021 |
| Judicial Officer | Eller, Crystal |

PARTY INFORMATION

| | | Lead Attorneys |
|------------------|--------------------------------|---|
| Defendant | Houston, Matthew Travis | Pro Se |
| Plaintiff | State of Nevada | Wolfson, Steven B 702-671-2700(W) |

DATE


EVENTS & ORDERS OF THE COURT

INDEX

EVENTS















05/17/2017  Commitment and Order
[1]

In
#1






06/15/2017  Criminal Order to Statistically Close Case
[2] Criminal Order to Statistically Close Case

In
#2

CASE SUMMARY
CASE NO. C-17-323614-1

| | | |
|------------|--|----------|
| 06/28/2017 |  Order <i>[3] Order of Competency</i> | In #2 |
| 09/05/2017 |  Criminal Bindover - Confidential <i>[4]</i> | In #4 |
| 09/05/2017 |  Criminal Bindover Packet Justice Court <i>[5]</i> | In #5 |
| 09/06/2017 |  Information Party: Defendant Houston, Matthew Travis <i>[6] Information</i> | In #6 |
| 09/14/2017 |  Guilty Plea Agreement <i>[7] Guilty Plea</i> | In #7 |
| 11/07/2017 |  Order <i>[8] Order to Remand</i> | In #8 |
| 12/02/2017 |  Reporters Transcript Filed By: Plaintiff State of Nevada <i>[9] Reporter's Transcript of Unconditional Waiver of Preliminary Hearing September 5, 2017</i> | In #9 |
| 07/10/2018 |  Order <i>[10] Order to Remand</i> | In #1 |
| 10/11/2018 |  Probation Violation Report <i>[11]</i> | In #1 |
| 12/20/2018 |  PSI <i>[12]</i> | In #1 |
| 01/15/2019 |  Judgment of Conviction <i>[13] Judgment of Conviction (Plea of Guilty)</i> | In #1 |
| 07/29/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[14] Motion to Withdraw Counsel</i> | In #1 |
| 08/12/2019 |  Notice of Appeal (Criminal) <i>[15] Motion to Appeal Conviction</i> | In #1 |
| 08/13/2019 |  Case Appeal Statement <i>[16] Case Appeal Statement</i> | In #1 |
| 08/21/2019 |  Motion | In #1 |

CASE SUMMARY**CASE NO. C-17-323614-1**








| | | |
|------------|--|------------------|
| | Filed By: Defendant Houston, Matthew Travis <i>[17] Motion to Grant a Compassionate Release</i> | |
| 08/21/2019 |  Motion to Modify Sentence Filed By: Defendant Houston, Matthew Travis <i>[18] Motion for Modification of Sentence</i> | <i>In #1</i> |
| 08/21/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[19] Motion for Production of Documents, Papers, Pleadings and Tangible Property of Defendant</i> | <i>In #1</i> |
| 08/28/2019 |  Order <i>[20] Order Granting Defendant's Motion To Withdraw Counsel</i> | <i>In #2</i> |
| 09/03/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[21] Motion for Credit Time Served</i> | <i>In #2</i> |
| 09/05/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[22] Motion to Submit Points and Authorities Attached to Motion for Credit for Time Served</i> | <i>In #2</i> |
| 09/05/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[23] Motion to Grant an Emergency Injunction Preliminary and Protection Temporary Restraining Order</i> | <i>In #2</i> |
| 09/05/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[24] Motion to Submit a Declaration</i> | <i>In #2</i> |
| 09/05/2019 |  Motion to Modify Sentence Filed By: Defendant Houston, Matthew Travis <i>[25] Motion for Modification of Sentence</i> | <i>In #2</i> |
| 09/05/2019 |  Application to Proceed in Forma Pauperis Filed By: Defendant Houston, Matthew Travis <i>[26]</i> | <i>In #2</i> |
| 09/12/2019 |  Motion to Modify Sentence Filed By: Defendant Houston, Matthew Travis <i>[29] Motion for Modification of Sentence</i> | <i>In #2</i> |
| 09/13/2019 |  Response Filed by: Plaintiff State of Nevada <i>[27] State's Response To Defendant's Motion To Modify Sentence And Defendant's Motion To Grant Compassionate Release</i> | <i>In #2</i> |
| 09/13/2019 |  Order to Proceed In Forma Pauperis Granted for: Defendant Houston, Matthew Travis <i>[28]</i> | <i>In #2</i> |

CASE SUMMARY
CASE NO. C-17-323614-1

| | | |
|------------|---|----------|
| 09/18/2019 |  Motion to Compel Filed By: Defendant Houston, Matthew Travis <i>[30] Emergency Motion for Order to Compel A Writ of Mandamus</i> | In #2 |
| 09/24/2019 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[31] Motion for Enlargement of Time to File Notice of Appeal</i> | In #2 |
| 09/26/2019 |  Response <i>[32] State's Response To Defendant's Motion To Modify Sentence</i> | In #2 |
| 09/30/2019 |  Order <i>[33] Order Granting Defendant's Motion For Production Of Documents, Papers, Pleadings And Tangible Property Of Defendant</i> | In #2 |
| 09/30/2019 |  Order <i>[34] Order Denying Defendant's Motion For Modification Of Sentence And Motion To Grant A Compassionate Release</i> | In #2 |
| 10/04/2019 |  Response <i>[35] State's Response To Defendant's Motion For Credit Time Served</i> | In #2 |
| 12/03/2019 |  NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>[36] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed; Rehearing Denied</i> | In #2 |
| 12/23/2019 |  Order <i>[37] Order Denying Defendant's Motions</i> | In #2 |
| 12/23/2019 |  Opposition and Countermotion Filed By: Defendant Houston, Matthew Travis <i>[38] Defendants Response To Order Denying Motion Emergency Injunction Demanding Justice As Result Of Plaintiff And Courts Deliberate Indifference And Discriminatory Acts Further Damaging Disabled Defendant</i> | In #2 |
| 12/23/2019 |  Opposition and Countermotion Filed By: Defendant Houston, Matthew Travis <i>[39] NOTICE TO COURT OF DEFENDANTS MEDICAL STATUS NOT LIMITED TO FURTHER CRISIS STABILIZATION AND INPATIENT HOUSING AND FURTHER THERAPIES</i> | In #2 |
| 01/14/2020 |  Exhibits Filed By: Defendant Houston, Matthew Travis <i>[40] evidence of just one of the errors from Defendant's PSI</i> | In #4 |
| 02/11/2020 |  Motion for Order Filed By: Defendant Houston, Matthew Travis <i>[41] Motion for Order of Estoppel in Support of Preservation of Evidence</i> | In #4 |
| 02/11/2020 |  Joinder Filed By: Defendant Houston, Matthew Travis | In #4 |














CASE SUMMARY
CASE NO. C-17-323614-1

[42] Joinder to Two Petition for Writ of Habeas Corpus A-19-800219-W and A-19-402402-W

| | | |
|------------|---|----------|
| 02/11/2020 |  Request Filed by: Defendant Houston, Matthew Travis <i>[43] Formal Request for Restriction of Driver License to be Lifted</i> | In #4 |
| 02/20/2020 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[44] Motion for Order for Judge to Recuse from case</i> | In #4 |
| 03/17/2020 |  Response Filed by: Plaintiff State of Nevada <i>[45] State's Response to Defendant's Motion for Order for Judge to Recuse from Case</i> | In #4 |
| 04/21/2020 |  Response <i>[46] State's Response To Defendant's Motion For Order Of Estoppel In Support Of Preservation Of Evidence</i> | In #4 |
| 06/03/2020 |  Motion to Amend Filed By: Defendant Houston, Matthew Travis <i>[47] Motion to Amend Conviction</i> | In #4 |
| 06/26/2020 |  Opposition to Motion <i>[48] State's Opposition To Defendant's Motion For Amended Conviction</i> | In #4 |
| 07/16/2020 |  Order Denying Motion <i>[49] Order Denying Defendant's Motion for Amended Conviction</i> | In #4 |
| 07/20/2020 |  Notice of Intent Filed By: Defendant Houston, Matthew Travis <i>[50] Notice of Intent to Appear by Communication Equipment</i> | In #5 |
| 07/20/2020 |  Response Filed by: Defendant Houston, Matthew Travis <i>[51] Response to Alleged Order Denying Defendant's Motion for Order for Judge to Recuse from Case</i> | In #5 |
| 07/29/2020 |  Decision and Order <i>[52] Decision and Order Denying Motion for Order for Judge to Recuse from Case C323614</i> | In #5 |
| 09/07/2021 | Case Reassigned to Department 19 <i>From Judge Michael Villani to Judge Crystal Eller</i> | |
| 01/03/2022 |  Motion to Dismiss Counsel Party: Defendant Houston, Matthew Travis <i>[53] Motion to Dismiss Counsel</i> | In #5 |
| 04/18/2022 |  Motion for Production of Transcript Filed By: Defendant Houston, Matthew Travis <i>[54] Motion for Production of Complete Transcript</i> | In #5 |
| | | In |

CASE SUMMARY

CASE NO. C-17-323614-1

| | | |
|------------|---|----------|
| 05/04/2022 |  Motion for Order Filed By: Defendant Houston, Matthew Travis <i>[55] Motion for Order to Suppress and Notice of Demand as Result of Incurred Emotional Distress</i> | #5 |
| 05/11/2022 |  Order <i>[56] Order Denying Motion for Production</i> | In #5 |
| 05/19/2022 |  Petition Filed by: Defendant Houston, Matthew Travis <i>[57] Petition for Writ of Certiorari</i> | In #5 |
| 05/25/2022 |  Motion for Appointment of Attorney Filed By: Defendant Houston, Matthew Travis <i>[58] Motion for Appointment of Attorney and Request for Evidentiary Hearing</i> | In #5 |
| 05/25/2022 |  Opposition Filed By: Plaintiff State of Nevada <i>[59] State's Opposition to Defendant's Motion for Order to Suppress and Notice of Demand as Result of Incurred Emotional Distress, and Defendant's Emergency Interpleadings Not Limited to Letter of Motion to Stay the Remittitur in A758861, Pending Application to the Supreme Court of the United States for a Writ of Certiorari</i> | In #5 |
| 06/09/2022 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[60] Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i> | In #6 |
| 06/09/2022 |  Objection Filed By: Defendant Houston, Matthew Travis <i>[61] Objection to Taleen R. Pandukht</i> | In #6 |
| 06/10/2022 |  Order for Production of Inmate <i>[62] Order for Production of Inmate Matthew Travis Houston, BAC #1210652</i> | In #6 |
| 06/14/2022 |  Notice of Appeal (Criminal) <i>[63] Notice of Appeal</i> | In #6 |
| 06/16/2022 |  Case Appeal Statement <i>[64] Case Appeal Statement</i> | In #6 |
| 06/17/2022 |  Motion Filed By: Defendant Houston, Matthew Travis <i>[65] Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i> | In #6 |
| 06/22/2022 |  Motion to Stay Filed By: Defendant Houston, Matthew Travis <i>[66] Motion to Stay Remittitur in 84477 and 84478 and Renewed Motion for an Order to Suppress Hearing from 12/6/2021 and Motion for an Order to Taleen Pandukht to Read Both the Direct Appeal Filed 2/18/2022</i> | In #6 |
| 07/06/2022 |  Clerk's Notice of Hearing | In #6 |

CASE SUMMARY

CASE NO. C-17-323614-1

[68] Notice of Hearing (for incorrect case number)

07/25/2022



Motion

Filed By: Defendant Houston, Matthew Travis

[71] Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference

In
#7

07/25/2022



Notice of Motion

Filed By: Defendant Houston, Matthew Travis

[72]

In
#7

07/25/2022



Motion

Filed By: Defendant Houston, Matthew Travis

[73] Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference

In
#7

07/25/2022



Notice of Motion

Filed By: Defendant Houston, Matthew Travis

[74]

In
#7

07/25/2022



Motion to Stay

Filed By: Defendant Houston, Matthew Travis

[75] Motion to Stay the Remittitur

In
#7

07/30/2022



Joinder To Motion

Filed By: Defendant Houston, Matthew Travis

[76] Emergency Intervention and Interpleading of Joinder to A-22-853203-W in Department XI in Re Motion to Retax

In
#7

07/30/2022



Motion

Filed By: Defendant Houston, Matthew Travis

[77] Emergency Motion in Re Emergency Petition for a Writ of Mandamus and Other Writs Not Limited to the "OMG"

In
#7

07/30/2022



Opposition

Filed By: Defendant Houston, Matthew Travis

[78] Emergency Opposition and Notice of Formal Objection to Any Sort of Vexatious Litigant Order and any and all Other Sort of Chicanery that "Gerry Lynn Hardcastle and the State of Nevada may attempt to Conjure up from the Demons of Injustice Known as the "Shadow of Hills Church"

In
#7

08/02/2022



NV Supreme Court Clerks Certificate/Judgment - Dismissed

[79] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed

In
#7

08/04/2022



Motion

Filed By: Defendant Houston, Matthew Travis

[80] Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference

In
#8

09/08/2022








Notice of Appeal (Criminal)

Party: Defendant Houston, Matthew Travis

[81] Emergency Notice of Appeal to Hearings from August 9th 2022, August 15th 2022, August 16th 2022, August 23rd 2022, August 25th 2022, August 30th 2022, August 31st 2022, September 6 2022 and Minute Order(s) from August 23 2022 and August 24th 2022 and Request for an Order to Reset Time

In
#8

CASE SUMMARY
CASE NO. C-17-323614-1


| | | |
|---|--|----------|
| 09/08/2022 |  Notice of Appeal (Criminal) Party: Defendant Houston, Matthew Travis <i>[82] Emergency Notice of Appeal to Minute Order from June 16th 2022</i> | In #8 |
| 09/08/2022 |  Notice of Appeal (Criminal) Party: Defendant Houston, Matthew Travis <i>[83] Emergency Notice of Appeal to Hearings from July 13th, 2022 and July 14th 2022 and Request for an Order to Reset Time</i> | In #8 |
| 09/12/2022 |  Case Appeal Statement <i>Case Appeal Statement</i> | In #8 |
| 09/12/2022 |  Case Appeal Statement <i>Case Appeal Statement</i> | In #8 |
| 09/12/2022 |  Case Appeal Statement <i>Case Appeal Statement</i> | In #8 |
| <u>DISPOSITIONS</u> | | |
| 06/09/2017 | Disposition (Judicial Officer: Villani, Michael) 1. COMPETENCY DETERMINATION Remanded To Justice Court PCN: Sequence: | |
| 09/14/2017 | Plea (Judicial Officer: Villani, Michael) 1. DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN Guilty PCN: Sequence: | |
| 01/10/2019 | Disposition (Judicial Officer: Villani, Michael) 1. DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN Guilty PCN: Sequence: | |
| 01/10/2019 | Adult Adjudication (Judicial Officer: Villani, Michael) 1. DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN 09/20/2016 (F) 484C.400.1c (DC53904) PCN: Sequence: | |
| <hr/> | | |
| Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:48 Months Credit for Time Served: 284 Days Comments: COURT FURTHER ORDERED, pursuant to NRS 484C.340 and NRS 484C.460, prior to reinstatement of the Defendant's driving privileges, an interlock device shall be installed and inspected on his vehicle at the Defendant's expense for a period of TWENTY- FOUR (24) MONTHS, said period to commence after any period of imprisonment, residential confinement, confinement in a treatment facility, or on parole or probation. | | |
| Fee Totals: | | |
| Administrative | | |
| Assessment Fee | | 25.00 |
| \$25 | | |
| Criminal Fine | | 2,000.00 |

EIGHTH JUDICIAL DISTRICT COURT


CASE SUMMARY
CASE NO. C-17-323614-1

| | |
|--|----------|
| DUI Chemical Analysis Fee \$60 | 60.00 |
| Genetic Marker Analysis AA Fee \$3 | 3.00 |
| Indigent Defense Civil Assessment Fee - ASK | 250.00 |
| Fee Totals \$ | 2,338.00 |
| Comment (DNA fee and testing WAIVED, previously submitted) | |

HEARINGS

06/09/2017  **Further Proceedings: Competency (9:00 AM)** (Judicial Officer: Togliatti, Jennifer)
Events: 05/17/2017 Commitment and Order

MINUTES


 Commitment and Order

[1]

Found Competent;
Journal Entry Details:

Also present: Christina Greene of the Specialty Courts. Mr. Barrus advised he received the additional report from Defendant's neurologist and does not challenge. There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him / her and is able to assist counsel in his / her defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings. CASE CLOSED. CUSTODY 06/16/17 7:30 A.M. FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT (JC 13) ;

In
#1

09/14/2017  **Initial Arraignment (10:00 AM)** (Judicial Officer: De La Garza, Melisa)

Plea Entered;

Journal Entry Details:

Deputized law clerk Nima Afshar Bar #14157 present today on behalf of the state. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HOUSTON ARRAIGNED AND PLED GUILTY to DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICATING LIQUOR OR ALCOHOL. Attorney Bassett advised the court of the defendant being deemed an appropriate candidate for the Serious Offender's DUI Program. Further, the letter of acceptance into the program has been submitted to the state. Deputized law clerk Nima Afshar stated the blood alcohol content on the record. Court ACCEPTED plea and ORDERED, matter referred to the Serious Offenders DUI Program. SCRAM 9/27/17 3:00 P.M. FIRST APPEARANCE: DUI COURT (DEPT. 7) ;

09/27/2017  **First Appearance - Felony DUI Court (3:00 PM)** (Judicial Officer: De La Garza, Melisa)

Accepted into the Program;

Journal Entry Details:

*Felony DUI Court Team present. COURT ORDERED, participant ACCEPTED, ASSESSED and TRANSFERRED into the DUI Program. Defendant HOUSTON HAVING PLED GUILTY to DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICATING LIQUOR (F), COURT FURTHER ORDERED, pursuant to NRS 484(c).340, ADJUDICATION IS DEFERRED and participant is placed on PROBATION for an indeterminate period not to exceed FIVE (5) YEARS. CONDITIONS: ____1) Deft to enter and successfully complete the Felony DUI Program. ____2) Deft to comply with any and all requirements of the Felony DUI Program, Parole and Probation and House Arrest. ____3) Deft to serve a minimum of SIX (6) MONTHS on House Arrest. ____4) Deft to abide by all rules of any residential placement. ____5) Deft to abstain from the use, possession, and control of alcohol, Kratom, Ketum, synthetic cannabinoids (e.g. Spice), synthetic cathinones (e.g. Bath Salts) and marijuana. Deft MUST abstain from illicit drugs. ____6) Deft to comply with all counseling requirements. ____7) Deft to abide by any curfew(s) imposed. ____8) In order to drive any vehicle, a Nevada Driver s license must be valid. ____9. Deft is not to operate a vehicle with an Expired, Revoked or Suspended Driver s License. (Automatic Termination from this Program). **Note: An ID from DMV is not equal to a Valid NC Driver s License. ____10. Deft to maintain Breath Ignition Interlock Device (BIID) or CLUB on any vehicle deft OWNS, OPERATES or IS MAINTAINED at deft s residence, or any other motorized vehicle(s) including motorcycles, scooters, all-terrain vehicles or boats. Upon Court's inquiry, participant stated he does not have a valid driver's license; there is a gray 2000 Chevy Silverado, registered to Matthew Houston at his residence. COURT ORDERED, a Breath Ignition Interlock Device (BIID), must be installed on the vehicle. FURTHER, participant is to pay a \$25.00 Administrative Assessment fee; \$150.00 DNA Analysis fee, submit to a blood and/or saliva test to determine Genetic Markers or Secretor Status and to pay a \$3.00 DNA Collection fee. Additionally, there is a \$1,500.00 fee for the Felony*

CASE SUMMARY

CASE NO. C-17-323614-1

DUI Program. Participant is to appear at House Arrest on 10/5/17 at 8:00 AM, and attend orientation immediately following proceedings today. BOND, if any EXONERATED. Matter SET for status check. 10/10/17 2:00 PM STATUS CHECK: FELONY DUI COURT;

10/10/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding the participants compliance, a missed u/a and a positive u/a. Court encouraged the participant to contact the program coordinator after the conclusion of today's hearing to discuss his issues. Therefore, COURT ORDERED, matter CONTINUED for a status check in 2 weeks. 10/24/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

10/24/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Continued;

Journal Entry Details:

Felony DUI Court team present. Court noted the participant's absence today on the record. Further, there is no new information available as of yet. However, the participant just recently had an out-patient surgical optical procedure performed. Therefore, COURT ORDERED, matter CONTINUED for a status check in one (1) week. 10/31/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

10/31/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progress within the program. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 11/7/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

11/07/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Court noted the participant has missed providing urinalysis samples on October 17 2017, October 19, 2017, October 25, 2017 and October 26, 2017. The participant states he missed providing samples on the dates mentioned due to him not having the funds required to pay for testing. Statements made by Attorney Hastings and the participant. Colloquy between the parties regarding the participant testing positive in the past. Following representations made to the court. COURT ORDERED, a 48 hour SANCTION IMPOSED; the participant is to SELF SURRENDER on Friday November 10, 2017 no later than 7:00 p.m. The participant is to report to Choices no later than 5:00 p.m. on Friday. COURT FURTHER ORDERED, the participant is to be released to house arrest upon his completion of the sanction order imposed. COURT ORDERED, set days regarding the participant's urinalysis samples being provided. The participant is to submit to testing on Monday's and Saturday's of every week and is to contact the DUI Court Program Coordinator Stacey Ledesma to be placed on an Options hand held device. This matter is continued for a status check in one (1) week. 11/14/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

11/14/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court Team present. The participant stated he has returned to court today from his self surrender that was conducted last Friday on November 10, 2017. Court advised the participant of it's concerns. Following representations made to the court. COURT ORDERED matter CONTINUED for a status check: in one (1) week. COURT ADMONISHED the participant that he is to refrain from the consumption of any alcohol, controlled substance and prescribed medication. COURT FURTHER ORDERED, the participant is to contact Options no later than November 15, 2017. 11/21/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

11/21/2017



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Perfect Compliance;







Journal Entry Details:

Felony DUI Court team present. Court noted on the record the participant's history reflects negative test results, completion of his intake at Choices and an appointment at Choices tomorrow. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in two (2) weeks. COURT FURTHER ORDERED, the participant is to attend 2 group sessions as well as submit to urinalysis testing weekly. The participant is to make up the group sessions that were missed. 12/5/17 2:00 P.M. STATUS CHECK: DUI COURT (15A);

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-323614-1

| | |
|------------|---|
| 12/05/2017 | Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa) Perfect Compliance; |
| 12/20/2017 |  Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa) Deft. Houston in custody /th Matter Heard; Journal Entry Details: <i>Felony DUI Court team present. Colloquy between the parties regarding participation and progress within the program. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. COURT FURTHER ORDERED, the participant is RELEASED to House Arrest. 1/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);</i> |
| 01/10/2018 |  Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>Felony DUI Court team present. Colloquy between the parties regarding the Department of Public Safety/ the Department of Motor Vehicles (DMV) documents within counsels possession today. The participant states he reinstated his drivers license in July. Following representations made to the court. COURT ORDERED, matter CONTINUED for an order to show cause hearing on termination in 1 week. 1/17/18 2:00 P.M. TERMINATION HEARING (15A);</i> |
| 01/10/2018 | CANCELED Revocation of Probation (2:00 PM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> |
| 01/17/2018 |  Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: Bell, Linda Marie) Matter Continued; Journal Entry Details: <i>Felony DUI Court team present. Attorney Hastings states he is unsure if the parties are in a position to have a termination hearing today. Participant Houston states there is a problem with the Department of Motor Vehicle (DMV) print out. Statements made by the participant. Attorney Hasting's voiced a request for release of his client in efforts for him to obtain proof that his drivers license is valid. Following representations made to the court. COURT ORDERED, matter CONTINUED and set for a termination hearing. 2/7/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);</i> |
| 02/07/2018 |  Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: Bell, Linda Marie) Matter Heard; Journal Entry Details: <i>Felony DUI Court team present today. Attorney Giles stated facts on the record pertaining to the defendants automobile being found on the side of the road. There is still a question if the Participant was actually driving the vehicle prior to the vehicle stopping on the side of the road and if there was a BIID device installed in the vehicle. Colloquy between the parties regarding termination of the auto insurance being due to the non-payment. Attorney Basset argued in opposition to his client being terminated from the DUI Court program. Court advised there has been no proof provided to the court that supports the Participant driving the vehicle prior it breaking down. Therefore, COURT ORDERED the Participant is RELEASED to house arrest with a hand held device and is to return back to Options. 2/21/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);</i> |
| 02/07/2018 | CANCELED Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa) <i>Vacated - Duplicate Entry</i> |
| 02/21/2018 |  Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa) Matter Heard; Journal Entry Details: <i>Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Following representations made to the court. COURT ORDERED, the previous order STANDS; the Participant is to be RELEASED to house arrest. COURT FURTHER ORDERED, matter CONTINUED for a status check. 2/28/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);</i> |
| 02/28/2018 |  Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa) Matter Heard; |

CASE SUMMARY
CASE NO. C-17-323614-1

Journal Entry Details:


Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the Participant's prior apartment complex advised house arrest of Mr. Houston no longer being a tenant in the complex. Further colloquy conducted regarding the Frog House facility. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in 2 weeks. 3/14/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

03/13/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 4/3/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

04/03/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 4/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

04/10/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:


Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 4/24/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

04/24/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 5/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

05/10/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in 2 weeks. The Participant just started group sessions at Bridge. COURT FURTHER ORDERED, Participant RELEASED from the Options device. 5/24/18 2:00 P.M. STATUS CHECK: DUI COURT (15A);

05/24/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Upon Court's inquiry, the Defendant stated he is doing well after his recent surgery and is working on making up the counseling sessions on which he is behind. The Court stated he has progressed in the program despite his recent difficulties. Additionally, the Court informed him that the other counseling he attended will count toward this and he is now current. COURT ORDERED, matter CONTINUED. 6/21/18 2:00 PM STATUS CHECK: FELONY DUI COURT;

06/21/2018  **Status Check: Felony DUI Court (2:00 PM)** (Judicial Officer: Bell, Linda Marie)

Matter Heard;

CASE SUMMARY

CASE NO. C-17-323614-1

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 7/10/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

07/10/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 7/24/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

07/24/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 7/31/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

07/31/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 8/15/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

08/15/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Court notes reflect the Participant has been doing great in the Las Vegas Recovery Center and has obtained employment with the union as well. Following review of this matter. COURT ORDERED, matter CONTINUED for a status check in 2 weeks. 8/30/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

08/30/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 9/11/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

09/11/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. 9/25/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA);

09/20/2018



Status Check: Felony DUI Court (2:00 PM) (Judicial Officer: De La Garza, Melisa)

kc requested to add to 9/20 calendar compliance issues.

Matter Heard;

Journal Entry Details:

Felony DUI Court team present. Court notes reflect various occurrences of compliance issues in this matter. Following representations made to the court. COURT ORDERED, Participant REMANDED into custody today;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-323614-1

matter set for a termination hearing. 10/3/18 2:00 P.M. TERMINATION HEARING (LLA);

10/03/2018



Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Continued;

Journal Entry Details:

Felony DUI Court team present. Mr. Flahive requested matter be CONTINUED, for a revocation report to be prepared; COURT SO ORDERED. 10/17/18 2:00 PM TERMINATION HEARING: FELONY DUI COURT (LLA);

10/17/2018



Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Continued;

Journal Entry Details:

Appearances Continued: Kent Kozal, Esq., Advocate for the Participant, also present. Felony DUI Court team present. Mr. Kozal requested matter be CONTINUED, COURT SO ORDERED. 10/24/18 2:00 PM TERMINATION HEARING: FELONY DUI COURT (LLA);

10/24/2018



Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: De La Garza, Melisa)

Continued;

Journal Entry Details:

Felony DUI Court team present. Following representations made to the court. COURT ORDERED, matter CONTINUED for one (1) week. 10/31/18 2:00 PM TERMINATION HEARING DUI COURT (LLA);

10/31/2018



Termination Hearing (DUI Court) (2:00 PM) (Judicial Officer: Bell, Linda Marie)

Terminated From Felony DUI Court;

Journal Entry Details:

Appearances continued: Kristie Cury, Felony DUI Court Coordinator, Kent Kozal Esq., present on behalf of the Participant. Mr. Moskal noted the violation was that the Participant was ordered to stay in a sober living house and he was not doing so. Matter TRAILED. Matter RECALLED same parties present as before. Sworn testimony provided by C. McCarrol of Parole and Probation and Khristie Cury, Felony DUI Court Coordinator. Argument for termination by Mr. Moskal stating the Participant had twenty-one missed urine analysis test, had not complied with the order to stay in the sober living facility and had tested positive six times for an unapproved substance. Argument by Mr. Kozal for reinstatement stating the Participant had mental health issues resulting from a Traumatic Brain Injury (TBI). COURT NOTED this program was not designed to deal with the issue's the Participant had. COURT FOUND the Participant's lack of compliance made it impossible for him to maintain in the program. COURT ORDERED the Participant TERMINATED from the Felony DUI Court program and matter SET for further proceedings in the originating department. 11/08/18 8:30 AM FURTHER PROCEEDINGS: TERMINATION FROM FELONY DUI COURT (DEPT 17);

11/08/2018



Further Proceedings - Termination From DUI Court (8:30 AM) (Judicial Officer: Villani, Michael)

Matter Heard;

Journal Entry Details:

Court noted a new Pre-Sentence Investigation Report is needed and ORDERED, matter CONTINUED; Defendant REMOVED from SCRAM. CUSTODY 01/10/19 8:30 AM SENTENCING;

01/10/2019



Sentencing (8:30 AM) (Judicial Officer: Villani, Michael)


Defendant Sentenced;

Journal Entry Details:


DEFT HOUSTON ADJUDGED GUILTY of DRIVING AND OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICATING LIQUOR OR ALCOHOL (F). Certified copies of Judgment of Convictions (JOC) provided to the Court for review. Exhibits presented (see worksheet). Arguments by counsel. Pursuant to NRS 176.063, COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Fine of \$2,000.00, \$60.00 Chemical Drug Analysis fee, a \$250.00 Indigent Defense Civil Assessment fee and \$3.00 DNA Collection fee; Deft. SENTENCED to a MAXIMUM of FORTY-EIGHT (48) MONTHS and a MINIMUM of TWELVE (12) MONTHS in the Nevada Department of Corrections (NDC), with TWO HUNDRED EIGHTY- FOUR (284) DAYS credit for time served. COURT FURTHER ORDERED, pursuant to NRS 484C.340 and NRS 484C.460, prior to reinstatement of the Defendant's driving privileges, an interlock device shall be installed and inspected on his vehicle at the Defendant's expense for a period of TWENTY- FOUR (24) MONTHS, said period to commence after any period of imprisonment, residential confinement, confinement in a treatment facility, or on parole or probation. COURT ORDERED, DNA fee and testing WAIVED, having been previously submitted. BOND, if any, EXONERATED. NDC;

CASE SUMMARY





CASE NO. C-17-323614-1

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| 08/20/2019 |  Motion (10:30 AM) (Judicial Officer: Silva, Cristina D.) <i>Motion to Withdraw Counsel</i> Motion Granted; Journal Entry Details: <i>Defendant not present. Mr. Giddens had no objection. COURT ORDERED, Motion GRANTED. Court instructed Mr. Giddens to send a copy of file to Defendant. NDC CLERK'S NOTE: The above minute order has been distributed to: MATTHEW HOUSTON #1210652 P O BOX 208 INDIAN SPRINGS, NV 89070//ob/08/21/19;</i> |
| 09/17/2019 | Motion (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion to Grant a Compassionate Release</i> Motion Denied; |
| 09/17/2019 | Motion (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion for Production of Documents, Papers, Pleadings and Tangible Property of Defendant</i> Motion Granted; |
| 09/17/2019 | Motion to Modify Sentence (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion for Modification of Sentence</i> Motion Denied; |
| 09/17/2019 |  All Pending Motions (8:30 AM) (Judicial Officer: Villani, Michael) Matter Heard; Journal Entry Details: <i>Deputy Public Defender, Kara Simmons also present MOTION FOR PRODUCTION OF DOCUMENTS, PAPERS, PLEADINGS AND TANGIBLE PROPERTY OF DEFENDANT...MOTION TO GRANT A COMPASSIONATE RELEASE...MOTION FOR MODIFICATION OF SENTENCE Defendant not present. Court noted it was basing its decision on the pleadings on file herein and not accepting oral argument. COURT ADOPTED the procedural history as set forth by the State. Court stated Defendant was in the Serious Offender's program in October of 2018 thereafter was terminated and sentenced in January of 2019. Court stated Defendant's sentence was not based on any untrue material of assumption or mistake of fact that would warrant a modification of Defendant's sentence. Court further stated Defendant's request for compassionate release it appeared as due to some calculation of good time credit in the prison system. Court stated Defendant's pleadings were inappropriate and there was no good cause for the Court to rule on that issue. COURT ORDERED, Defendant's Motion for Modification of Sentence DENIED. Court further stated there was no factual or legal bases to give Defendant compassionate release. COURT FURTHER ORDERED, Motion to Grant a Compassionate Release DENIED. As to Defendant's Motion for Production of Documents, Papers, Pleadings and Tangible Property of Defendant GRANTED; Court instructed the Public Defender's office to send a copy of the file to Defendant. Court instructed the State to prepare the Order and ORDERED, Status Check SET for filing of the Order. Court stated the hearing date would be vacated if the Order was filed. NDC 10/10/19 8:30 AM STATUS CHECK: FILING OF ORDER CLERK'S NOTE: The above minute order has been distributed to: MATTHEW HOUSTON #1210652 P O BOX 208 INDIAN SPRINGS, NV 89070//ob/09/18/19;</i> |
| 09/26/2019 | Motion (8:30 AM) (Judicial Officer: Villani, Michael) 09/26/2019, 10/10/2019, 11/26/2019 <i>Motion for Credit Time Served</i> Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied; |
| 09/26/2019 | Motion (8:30 AM) (Judicial Officer: Villani, Michael) 09/26/2019, 10/10/2019, 11/26/2019 <i>Motion to Submit Points and Authorities Attached to Motion for Credit for Time Served</i> Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; |

CASE SUMMARY
CASE NO. C-17-323614-1

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| | <p>Denied; Matter Continued; Matter Continued; Denied;</p> |
| 09/26/2019 | <p>Motion (8:30 AM) (Judicial Officer: Villani, Michael) 09/26/2019, 10/10/2019, 11/26/2019 <i>Motion to Grant an Emergency Injunction Preliminary and Protection Temporary Restraining Order</i> Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied;</p> |
| 09/26/2019 | <p>Motion (8:30 AM) (Judicial Officer: Villani, Michael) 09/26/2019, 10/10/2019, 11/26/2019 <i>Motion to Submit a Declaration</i> Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied;</p> |
| 09/26/2019 | <p>Motion to Modify Sentence (8:30 AM) (Judicial Officer: Villani, Michael) 09/26/2019, 10/10/2019, 11/26/2019 <i>Motion for Modification of Sentence</i> Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied; Matter Continued; Matter Continued; Denied;</p> |
| 09/26/2019 | <p> All Pending Motions (8:30 AM) (Judicial Officer: Villani, Michael) Matter Heard; Journal Entry Details: <i>MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER...MOTION TO SUBMIT A DECLARATION...MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED...MOTION FOR MODIFICATION OF SENTENCE</i> Defendant not present. Court stated it didn't appear the State was served as there was no opposition. COURT ORDERED, Motions CONTINUED for the State's opposition. COURT FURTHER ORDERED, Defendant's Motion for Modification of Sentence ADVANCED and RESCHEDULED. NDC 10/10/19 8:30 AM MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER...MOTION TO SUBMIT A DECLARATION...MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED...MOTION FOR MODIFICATION OF SENTENCE...MOTION FOR MODIFICATION OF SENTENCE;</p> |
| 10/10/2019 | <p>Motion to Modify Sentence (8:30 AM) (Judicial Officer: Villani, Michael) 10/10/2019, 11/26/2019 <i>Motion for Modification of Sentence</i> Matter Continued;</p> |

CASE SUMMARY
CASE NO. C-17-323614-1

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| | <p>Denied; Matter Continued; Denied;</p> |
| 10/10/2019 | <p>Status Check (8:30 AM) (Judicial Officer: Villani, Michael) 10/10/2019, 11/26/2019 <i>Status Check: Filing of Order</i> Matter Continued; Denied; Matter Continued; Denied;</p> |
| 10/10/2019 | <p>Motion to Compel (8:30 AM) (Judicial Officer: Villani, Michael) 10/10/2019, 11/26/2019 <i>Emergency Motion for Order to Compel A Writ of Mandamus</i> Matter Continued; Denied; Matter Continued; Denied;</p> |
| 10/10/2019 | <p> All Pending Motions (8:30 AM) (Judicial Officer: Barker, David) Matter Heard; Journal Entry Details: <i>MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER...MOTION TO SUBMIT A DECLARATION...MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED...EMERGENCY MOTION FOR ORDER TO COMPEL A WRIT OF MANDAMUS...MOTION FOR MODIFICATION OF SENTENCE...MOTION FOR MODIFICATION OF SENTENCE...STATUS CHECK: FILING OF ORDER Defendant not present. Court noted Defendant was in the Nevada Department of Corrections. Court further noted the motions and opposition had been received and reviewed. COURT ORDERED, Motions CONTINUED to consolidate with Defendant's upcoming Petition For Writ of Habeas Corpus. COURT FURTHER ORDERED, Defendant's Motion for Enlargement of Time to File Notice of Appeal ADVANCED and RESCHEDULED. NDC CONTINUED TO: 11/26/19 8:30 AM CLERK'S NOTE: The above minute order has been distributed to: MATTHEW HOUSTON # 1210652 P O BOX 208 INDIAN SPRINGS, NV 89070//ob/10/16/19;</i></p> |
| 11/26/2019 | <p>Motion (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion for Enlargment of Time to File Notice of Appeal</i> Denied;</p> |
| 11/26/2019 | <p> All Pending Motions (8:30 AM) (Judicial Officer: Villani, Michael) Matter Heard; Journal Entry Details: <i>MOTION FOR CREDIT TIME SERVED ... MOTION FOR ENLARGEMENT OF TIME TO FILE NOTICE OF APPEAL ... MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER ... MOTION TO SUBMIT A DECLARATION ... MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED ... EMERGENCY MOTION FOR ORDER TO COMPEL A WRIT OF MANDAMUS ... MOTION FOR MODIFICATION OF SENTENCE ... MOTION FOR MODIFICATION OF SENTENCE ... STATUS CHECK: FILING OF ORDER COURT ORDERED, motions DENIED; State to prepare the orders. COURT FURTHER ORDERED, matter SET for status check. NDC 12/17/19 8:30 AM STATUS CHECK: ORDER CLERK'S NOTE: A copy of this minute order has been mailed to: Matthew Houston #1210652 PO Box 208 Indian Springs, NV 89070 ;</i></p> |
| 12/17/2019 | <p> Status Check (8:30 AM) (Judicial Officer: Villani, Michael) <i>Status Check: Order</i> Off Calendar; Journal Entry Details: <i>Defendant not present. Court noted the Motions that were denied on 11-26-2019. Ms Overly advised the Order had been prepared and sent to the Court's chambers. COURT ORDERED, matter OFF CALENDAR. NDC;</i></p> |
| 03/03/2020 | <p> Motion (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion for Order of Estoppel in Support of Preservation of Evidence</i></p> |

CASE SUMMARY

CASE NO. C-17-323614-1

Matter Continued;

pursuant to Admin Order 20-1 et. seq. (re COVID-19)

pursuant to Admin Order 20-1 et. seq. (re COVID-19)

pending outcome of Motion for Order of Recusal

Journal Entry Details:

Upon Court's inquiry regarding whether the State filed an Opposition, Ms. Luong advised that the State had not been properly served and requested matter be continued to do so. COURT SO ORDERED. Court noted there was not an address on file for the State to serve the Defendant their Opposition. Defendant provided address. Upon Court's inquiry as to whether the Defendant's Motion For Order For Judge to Recuse From Case scheduled for March 12th 2020 was to recuse this Court or a different judge, the Defendant stated it might be a different Judge but needed to examine the history of the case to make the determination. COURT FURTHER ORDERED, Defendant's Motion For Order For Judge to Recuse From Case scheduled for March 12th RESET. NIC CONTINUED TO: 03/19/2020 8:30 AM;

05/14/2020



Minute Order (3:00 AM) (Judicial Officer: Villani, Michael)

Minute Order - No Hearing Held;

Journal Entry Details:

Pursuant to EDCR 1.31 Criminal Presiding Judge (b) (4), and for good cause appearing, the reassignment of the instant matter to District Court Department 7 for purposes of Defendant's Motion to Clarify. COURT ORDERED, matter REASSIGNED and hearing SET. COURT FURTHER ORDERED, Defendant's Motion for Order of Estoppel in Support of Preservation of Evidence VACATED pending the Motion for Order of Recusal. NIC 05/26/2020 10:30 AM MOTION FOR ORDER FOR JUDGE TO RECUSE FROM CASE CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve /SR 05/15/2020 ;

05/26/2020



Motion (10:30 AM) (Judicial Officer: Bell, Linda Marie)

Motion for Order for Judge to Recuse from case

pursuant to Admin Order 20-1 et. seq. (re COVID-19)

pursuant to Admin Order 20-1 et. seq. (re COVID-19)

Denied;

Journal Entry Details:

No parties present. Court noted Defendant filed a motion in February but Defendant was not sure which judicial officer he was trying to disqualify so the case was not referred to this department until May 14, 2020. Defendant is requesting to disqualify Judge Villani based on allegations that Judge Villani is biased against disabled and indigent litigants. The basis of Defendants claim is that Defendant filed a motion and asserts that it was not properly filed by the Clerk's Office in that not all of the motion's pages were filed. Any error on the clerks office would have nothing to do with Judge Villani and nothing to do with bias so on its face this motion lacks merit therefore COURT ORDERED motion DENIED.;

06/30/2020



Motion to Amend (8:30 AM) (Judicial Officer: Villani, Michael)

Motion to Amend Conviction

Denied Without Prejudice;

Journal Entry Details:

Defendant not present. Court noted it was basing its decision on the pleadings on file herein and not accepting oral argument. Court stated Defendant's drivers license was in revoked in Iowa, that this court has no jurisdiction over Iowa authorities, that it wasn't clear whether or not Defendant was challenging the Judgment of Conviction, if he was, he must file a pleading pursuant to NRS Chapter 34; Furthermore, if Defendant argues Nevada Department of Motor Vehicles was violating his rights that the Nevada Attorney General must be served. COURT ORDERED, Motion DENIED WITHOUT PREJUDICE; State to prepare an Order. COURT FURTHER ORDERED, matter SET for Status Check on the filing of the Order, to be vacated upon receipt. NIC 07/21/2020 8:30 AM STATUS CHECK: ORDER;

07/21/2020

CANCELED Status Check: Status of Case (8:30 AM) (Judicial Officer: Villani, Michael)

Vacated - per Law Clerk

Status Check: Order

01/25/2022



Motion to Dismiss (11:00 AM) (Judicial Officer: Eller, Crystal)






Motion to Dismiss Counsel

Denied;

Journal Entry Details:

Counsel appeared via BlueJeans. Defendant not present. Counsel both stated no opposition to the motion COURT stated its findings and ORDERED, motion DENIED. NDC ;





CASE SUMMARY
CASE NO. C-17-323614-1

| | |
|------------|---|
| 05/10/2022 |  Motion for Production of Transcript (9:00 AM) (Judicial Officer: Eller, Crystal) <i>Motion for Production of Complete Transcript</i> Denied; Journal Entry Details: <i>Defendant not present. COURT stated its findings and ORDERED, motion DENIED. NDC CLERK'S NOTE: A copy of this minute order mailed to: Matthew Travis Houston #1210652, HDSP, PO Box 650, Indian Springs, NV 89070. clm 5/11/22;</i> |
| 05/26/2022 |  Motion for Order (9:00 AM) (Judicial Officer: Eller, Crystal) 05/26/2022, 06/16/2022 <i>Motion for Order to Suppress and Notice of Demand as Result of Incurred Emotional Distress</i> Matter Continued; Denied; Matter Continued; Denied; Journal Entry Details: <i>Mr. James Puccinelli, DDA for the State. Defendant not present. upon Mr. Berkley's inquiry regarding removal of the PD' office from this case, Court advised Defendant was Pro Se. COURT NOTED the State had filed a response late last night, which the Court had not read; however, Defendant needed to be present. COURT ORDERED, matter CONTINUED and DIRECTED the State to prepare a transport order. NDC CONTINUED TO: 06/16/22 9:00 A.M.;</i> |
| 06/09/2022 |  Petition (9:00 AM) (Judicial Officer: Eller, Crystal) 06/09/2022, 06/16/2022 <i>Petition for Writ of Certiorari</i> Matter Continued; Denied; Matter Continued; Denied; Journal Entry Details: <i>Defendant not present. COURT NOTED Defendant was in the Nevada Department of Corrections (NDC), that Defendant had motions on calendar for 6-16-22, to which the State had not responded and ORDERED, matter CONTINUED. NDC CONTINUED TO: 06/16/22 9:00 A.M.;</i> |
| 06/16/2022 | Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Eller, Crystal) <i>Motion for Appointment of Attorney and Request for Evidentiary Hearing</i> Denied; |
| 06/16/2022 |  All Pending Motions (9:00 AM) (Judicial Officer: Eller, Crystal) Matter Heard; Journal Entry Details: <i>Defendant not present. PETITION FOR WRIT OF CERTIORARI...MOTION FOR APPOINTMENT OF ATTORNEY AND REQUEST FOR EVIDENTIARY HEARING...MOTION FOR APPOINTMENT OF ATTORNEY AND REQUEST FOR EVIDENTIARY HEARING...MOTION FOR ORDER TO SUPPRESS AND NOTICE OF DEMAND AS RESULT OF INCURRED EMOTIONAL DISTRESS COURT stated its findings and ORDERED, Petition and Motions DENIED. Mr. Puccinelli to prepare the order. CLERK'S NOTE: A copy of this minute order mailed to: Matthew Houston #1210652, HDSP PO Box 650, Indian Springs, NV 89070. clm 6-16-22;</i> |
| 06/30/2022 |  Motion (9:00 AM) (Judicial Officer: Eller, Crystal) <i>Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i> Denied; Journal Entry Details: <i>Colloquy regarding Defendant's motions and motions for transport orders. COURT NOTED Defendant's motions for transport orders were being set after Defendant's motion hearings. COURT ORDERED, motion DENIED; however, State to prepare a transport order for Defendant's 7/14/22 hearing. NIC ;</i> |
| 07/14/2022 | Motion (9:00 AM) (Judicial Officer: Eller, Crystal) <i>Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i> |

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-323614-1

| | |
|------------|--|
| 07/14/2022 | <p>Motion to Stay (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Motion to Stay Remittitur in 84477 and 84478 and Renewed Motion for an Order to Suppress Hearing from 12/6/2021 and Motion for an Order to Taleen Pandukht to Read Both the Direct Appeal Filed 2/18/2022</i></p> |
| 07/14/2022 | <p> All Pending Motions (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...MOTION TO STAY REMITTITUR IN 84477 AND 84478 AND RENEWED MOTION FOR AN ORDER TO SUPPRESS HEARING FROM 12/6/2021 AND MOTION FOR AN ORDER TO TALEEN PANDUKHT TO READ BOTH THE DIRECT APPEAL FILED 2/18/2022 Defendant advised he had other motion to be filed; however, they were left at the prison. Defendant requested transcript from the instant case, therefore he could file writs, to which Ms. Wyse objected to and requested Defendant put his request in writing. COURT ORDERED, Defendant's oral motion GRANTED if the transcripts were available. Arguments by Ms. Wyse in opposition to Defendant's motion for remittitur. COURT stated its findings and FURTHER ORDERED, motion DENIED WITHOUT PREJUDICE. Defendant further stated he had not received a copy of his pre-sentence investigation report (PSI) to which the COURT DIRECTED Defendant to contact his attorney regarding obtaining a copy of the PSI. NDC;</i></p> |
| 07/28/2022 | <p>CANCELED Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Kierny, Carli)</p> <p><i>Vacated - On in Error</i></p> <p><i>Defendant's Motion for the Appointment of Counsel, in the Name of Pitarro and Fumo Chtd., Miss Emily Strand Esq. to Intervene as Standby</i></p> |
| 08/16/2022 | <p>Motion (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i></p> <p>Matter Heard;</p> |
| 08/16/2022 | <p>Motion (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i></p> <p>Matter Heard;</p> |
| 08/16/2022 | <p>Motion to Stay (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Motion to Stay the Remittitur</i></p> <p>Denied;</p> |
| 08/16/2022 | <p> All Pending Motions (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>EMERGENCY MOTION FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...EMERGENCY MOTION FOR THE TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...MOTION TO STAY THE REMITTITUR Defendant not present. COURT NOTED Defendant not present as he is in the Nevada Department of Courts. FURTHER COURT NOTED the remittitur had already been issued and therefore, ORDERED, motion DENIED as MOOT. Ms. Dunn to prepare the order. NDC;</i></p> |
| 08/23/2022 | <p> Motion (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Emergency Motion in Re Emergency Petition for a Writ of Mandamus and Other Writs Not Limited to the "OMG"</i></p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>Defendant not present. Upon Court's inquiry, Ms. Wyse advised the State had not been served. COURT stated it could not understand what Defendant was requesting and therefore, ORDERED, motion DENIED. Ms. Wyse to prepare the order. CLERK'S NOTE: A copy of this minute order mailed to Matthew Houston #1210652, PO Box 650, Indian Springs, NV 89070. clm 8/24/22;</i></p> |
| 08/25/2022 | <p> Motion (9:00 AM) (Judicial Officer: Eller, Crystal)</p> <p><i>Emergency Motion for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i></p> |

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-323614-1

Denied;

Journal Entry Details:

Defendant not present. COURT NOTED this matter was on calendar for motion for transportation of inmate for court appearance; however, the appearance requested was for a motion heard last week, which was denied, therefore, COURT ORDERED, motion DENIED as MOOT. NDC CLERK'S NOTE: A copy of this minute order mailed to Matthew Houston #1210652, PO Box 650, Indian Springs, NV 89070. clm 8/25/22;

DATE

FINANCIAL INFORMATION

Defendant Houston, Matthew Travis

Total Charges

3,848.00

Total Payments and Credits

510.00

Balance Due as of 9/12/2022

3,338.00

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 09, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

June 09, 2017

9:00 AM

**Further Proceedings:
Competency**

HEARD BY: Togliatti, Jennifer

COURTROOM: RJC Courtroom 10C

COURT CLERK: Cassidy Wagner

RECORDER: Yvette G. Sison

REPORTER:

PARTIES

| | | |
|-----------------|-------------------------|-----------|
| PRESENT: | Barrus, Jason W. | Attorney |
| | Houston, Matthew Travis | Defendant |
| | Pace, Barter G | Attorney |
| | State of Nevada | Plaintiff |

JOURNAL ENTRIES

- Also present: Christina Greene of the Specialty Courts.

Mr. Barrus advised he received the additional report from Defendant's neurologist and does not challenge. There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him / her and is able to assist counsel in his / her defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings. CASE CLOSED.

CUSTODY

06/16/17 7:30 A.M. FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT (JC 13)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 14, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

September 14, 2017 10:00 AM Initial Arraignment

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Bassett, Kedric Attorney
Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Deputized law clerk Nima Afshar Bar #14157 present today on behalf of the state. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HOUSTON ARRAIGNED AND PLED GUILTY to DRIVING AND/OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICATING LIQUOR OR ALCOHOL. Attorney Bassett advised the court of the defendant being deemed an appropriate candidate for the Serious Offender's DUI Program. Further, the letter of acceptance into the program has been submitted to the state. Deputized law clerk Nima Afshar stated the blood alcohol content on the record. Court ACCEPTED plea and ORDERED, matter referred to the Serious Offenders DUI Program.

SCRAM

9/27/17 3:00 P.M. FIRST APPEARANCE: DUI COURT (DEPT. 7)

- ___6) Deft to comply with all counseling requirements.
- ___7) Deft to abide by any curfew(s) imposed.
- ___8) In order to drive any vehicle, a Nevada Driver s license must be valid.
- ___9. Deft is not to operate a vehicle with an Expired, Revoked or Suspended Driver s License. (Automatic Termination from this Program). **Note: An ID from DMV is not equal to a Valid NC Driver s License.
- ___10. Deft to maintain Breath Ignition Interlock Device (BIID) or CLUB on any vehicle deft OWNS, OPERATES or IS MAINTAINED at deft s residence, or any other motorized vehicle(s) including motorcycles, scooters, all-terrain vehicles or boats.

Upon Court's inquiry, participant stated he does not have a valid driver's license; there is a gray 2000 Chevy Silverado, registered to Matthew Houston at his residence. COURT ORDERED, a Breath Ignition Interlock Device (BIID), must be installed on the vehicle. FURTHER, participant is to pay a \$25.00 Administrative Assessment fee; \$150.00 DNA Analysis fee, submit to a blood and/or saliva test to determine Genetic Markers or Secretor Status and to pay a \$3.00 DNA Collection fee. Additionally, there is a \$1,500.00 fee for the Felony DUI Program. Participant is to appear at House Arrest on 10/5/17 at 8:00 AM, and attend orientation immediately following proceedings today. BOND, if any EXONERATED. Matter SET for status check.

10/10/17 2:00 PM STATUS CHECK: FELONY DUI COURT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 10, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

**October 10, 2017 2:00 PM Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding the participants compliance, a missed u/a and a positive u/a. Court encouraged the participant to contact the program coordinator after the conclusion of today's hearing to discuss his issues. Therefore, COURT ORDERED, matter CONTINUED for a status check in 2 weeks.

10/24/17 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 24, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

October 24, 2017 2:00 PM Status Check: Felony DUI Court

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Felony DUI Court team present. Court noted the participant's absence today on the record. Further, there is no new information available as of yet. However, the participant just recently had an outpatient surgical optical procedure performed. Therefore, COURT ORDERED, matter CONTINUED for a status check in one (1) week.

10/31/17 2:00 P.M. STATUS CHECK: DUI COURT (15A)

October 31, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

Minutes Date: June 09, 2017

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 07, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

November 07, 2017 2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Court noted the participant has missed providing urinalysis samples on October 17 2017, October 19, 2017, October 25, 2017 and October 26, 2017. The participant states he missed providing samples on the dates mentioned due to him not having the funds required to pay for testing. Statements made by Attorney Hastings and the participant. Colloquy between the parties regarding the participant testing positive in the past. Following representations made to the court. COURT ORDERED, a 48 hour SANCTION IMPOSED; the participant is to SELF SURRENDER on Friday November 10, 2017 no later than 7:00 p.m. The participant is to report to Choices no later than 5:00 p.m. on Friday. COURT FURTHER ORDERED, the participant is to be released to house arrest upon his completion of the sanction order imposed. COURT ORDERED, set days regarding the participant's urinalysis samples being provided. The participant is to submit to testing on Monday's and Saturday's of every week and is to contact the DUI Court Program Coordinator Stacey Ledesma to be placed on an Options hand held device. This matter is continued for a status check in one (1) week.

11/14/17 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 14, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

**November 14, 2017 2:00 PM Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court Team present. The participant stated he has returned to court today from his self surrender that was conducted last Friday on November 10, 2017. Court advised the participant of it's concerns. Following representations made to the court. COURT ORDERED matter CONTINUED for a status check: in one (1) week. COURT ADMONISHED the participant that he is to refrain from the consumption of any alcohol, controlled substance and prescribed medication. COURT FURTHER ORDERED, the participant is to contact Options no later than November 15, 2017.

11/21/17 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 21, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

November 21, 2017 2:00 PM Status Check: Felony DUI Court

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Court noted on the record the participant's history reflects negative test results, completion of his intake at Choices and an appointment at Choices tomorrow. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in two (2) weeks. COURT FURTHER ORDERED, the participant is to attend 2 group sessions as well as submit to urinalysis testing weekly. The participant is to make up the group sessions that were missed.

12/5/17 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 20, 2017

C-17-323614-1 State of Nevada
vs
Matthew Houston

**December 20, 2017 2:00 PM Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Baharav, Colleen Attorney
Houston, Matthew Travis Defendant
State of Nevada Plaintiff

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progress within the program. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check. COURT FURTHER ORDERED, the participant is RELEASED to House Arrest.

1/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 10, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

**January 10, 2018 2:00 PM Status Check: Felony DUI
Court**

HEARD BY: Gonzalez, Elizabeth **COURTROOM:** RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant
 Martinovsky, Charles Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding the Department of Public Safety/ the Department of Motor Vehicles (DMV) documents within counsels possession today. The participant states he reinstated his drivers license in July. Following representations made to the court. COURT ORDERED, matter CONTINUED for an order to show cause hearing on termination in 1 week.

1/17/18 2:00 P.M. TERMINATION HEARING (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 17, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

**January 17, 2018 2:00 PM Termination Hearing (DUI
Court)**

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

| | | |
|-----------------|-------------------------|-----------|
| PRESENT: | Bauman, Eric A. | Attorney |
| | Hastings, Joel Daniel | Attorney |
| | Houston, Matthew Travis | Defendant |
| | State of Nevada | Plaintiff |

JOURNAL ENTRIES

- Felony DUI Court team present. Attorney Hastings states he is unsure if the parties are in a position to have a termination hearing today. Participant Houston states there is a problem with the Department of Motor Vehicle (DMV) print out. Statements made by the participant. Attorney Hasting's voiced a request for release of his client in efforts for him to obtain proof that his drivers license is valid. Following representations made to the court. COURT ORDERED, matter CONTINUED and set for a termination hearing.

2/7/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

**February 07, 2018 2:00 PM Termination Hearing (DUI
Court)**

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 15B

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Bassett, Kedric Attorney
 Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present today. Attorney Giles stated facts on the record pertaining to the defendants automobile being found on the side of the road. There is still a question if the Participant was actually driving the vehicle prior to the vehicle stopping on the side of the road and if there was a BIID device installed in the vehicle. Colloquy between the parties regarding termination of the auto insurance being due to the non-payment. Attorney Basset argued in opposition to his client being terminated from the DUI Court program. Court advised there has been no proof provided to the court that supports the Participant driving the vehicle prior it breaking down. Therefore, COURT ORDERED the Participant is RELEASED to house arrest with a hand held device and is to return back to Options.

2/21/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 21, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

February 21, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Bauman, Eric A.

Attorney

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Following representations made to the court. COURT ORDERED, the previous order STANDS; the Participant is to be RELEASED to house arrest. COURT FURTHER ORDERED, matter CONTINUED for a status check.

2/28/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 28, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

**February 28, 2018 2:00 PM Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Baharav, Colleen Attorney

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the Participant's prior apartment complex advised house arrest of Mr. Houston no longer being a tenant in the complex. Further colloquy conducted regarding the Frog House facility. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in 2 weeks.

3/14/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 13, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

March 13, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15B

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Martinovsky, Charles Attorney
 Attorney

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

4/3/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 03, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

April 03, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15C

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

4/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 10, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

April 10, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

4/24/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 24, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

April 24, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

5/10/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 10, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

May 10, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check in 2 weeks. The Participant just started group sessions at Bridge.
COURT FURTHER ORDERED, Participant RELEASED from the Options device.

5/24/18 2:00 P.M. STATUS CHECK: DUI COURT (15A)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 24, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

May 24, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Courtroom 15A

COURT CLERK: Denise Husted

RECORDER: Trisha Garcia

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Upon Court's inquiry, the Defendant stated he is doing well after his recent surgery and is working on making up the counseling sessions on which he is behind. The Court stated he has progressed in the program despite his recent difficulties. Additionally, the Court informed him that the other counseling he attended will count toward this and he is now current. COURT ORDERED, matter CONTINUED.

6/21/18 2:00 PM STATUS CHECK: FELONY DUI COURT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 21, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

June 21, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 15A

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

7/10/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 10, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

July 10, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

7/24/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 24, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

July 24, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

7/31/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 31, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

July 31, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

8/15/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 15, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

August 15, 2018

2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Moskal, Thomas J. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Felony DUI Court team present. Court notes reflect the Participant has been doing great in the Las Vegas Recovery Center and has obtained employment with the union as well. Following review of this matter. COURT ORDERED, matter CONTINUED for a status check in 2 weeks.

8/30/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 30, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

August 30, 2018 2:00 PM Status Check: Felony DUI Court

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

9/11/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 11, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

September 11, 2018 2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Colloquy between the parties regarding participation and progression within the program. Further, parties discussed the current status of the fees referenced in this case. Following representations made to the court. COURT ORDERED, matter CONTINUED for a status check.

9/25/18 2:00 P.M. STATUS CHECK: DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 20, 2018

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

September 20, 2018 2:00 PM

**Status Check: Felony DUI
Court**

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Flahive, Andrew Scott, ESQ Attorney
 Houston, Matthew Travis Defendant
 Moskal, Thomas J. Attorney

JOURNAL ENTRIES

- Felony DUI Court team present. Court notes reflect various occurrences of compliance issues in this matter. Following representations made to the court. COURT ORDERED, Participant REMANDED into custody today; matter set for a termination hearing.

10/3/18 2:00 P.M. TERMINATION HEARING (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 03, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

October 03, 2018 2:00 PM Termination Hearing (DUI Court)

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Dauriana Simpson

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Mr. Flahive requested matter be CONTINUED, for a revocation report to be prepared; COURT SO ORDERED.

10/17/18 2:00 PM TERMINATION HEARING: FELONY DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 17, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

October 17, 2018 2:00 PM Termination Hearing (DUI Court)

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Dauriana Simpson

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Appearances Continued: Kent Kozal, Esq., Advocate for the Participant, also present.

Felony DUI Court team present. Mr. Kozal requested matter be CONTINUED, COURT SO ORDERED.

10/24/18 2:00 PM TERMINATION HEARING: FELONY DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 24, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

October 24, 2018 2:00 PM Termination Hearing (DUI Court)

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Dauriana Simpson

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant

JOURNAL ENTRIES

- Felony DUI Court team present. Following representations made to the court. COURT ORDERED, matter CONTINUED for one (1) week.

10/31/18 2:00 PM TERMINATION HEARING DUI COURT (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 31, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

October 31, 2018 2:00 PM Termination Hearing (DUI Court)

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Dauriana Simpson

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Houston, Matthew Travis Defendant
Moskal, Thomas J. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Appearances continued: Kristie Cury, Felony DUI Court Coordinator, Kent Kozal Esq., present on behalf of the Participant.

Mr. Moskal noted the violation was that the Participant was ordered to stay in a sober living house and he was not doing so. Matter TRAILED.

Matter RECALLED same parties present as before. Sworn testimony provided by C. McCarrol of Parole and Probation and Khristie Cury, Felony DUI Court Coordinator. Argument for termination by Mr. Moskal stating the Participant had twenty-one missed urine analysis test, had not complied with the order to stay in the sober living facility and had tested positive six times for an unapproved substance. Argument by Mr. Kozal for reinstatement stating the Participant had mental health issues resulting from a Traumatic Brain Injury (TBI). COURT NOTED this program was not designed to deal with the issue's the Participant had. COURT FOUND the Participant's lack of compliance made it impossible for him to maintain in the program. COURT ORDERED the Participant TERMINATED from the Felony DUI Court program and matter SET for further proceedings in the originating

department.

11/08/18 8:30 AM FURTHER PROCEEDINGS: TERMINATION FROM FELONY DUI COURT
(DEPT 17)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 08, 2018

C-17-323614-1 State of Nevada
vs
Matthew Houston

**November 08, 2018 8:30 AM Further Proceedings -
Termination From DUI
Court**

HEARD BY: Villani, Michael

COURTROOM: RJC Courtroom 11A

COURT CLERK: Haly Pannullo

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

| | | |
|-----------------|-------------------------|-----------|
| PRESENT: | Houston, Matthew Travis | Defendant |
| | IP, TRACY | Attorney |
| | Stanton, David L. | Attorney |
| | State of Nevada | Plaintiff |

JOURNAL ENTRIES

- Court noted a new Pre-Sentence Investigation Report is needed and ORDERED, matter CONTINUED; Defendant REMOVED from SCRAM.

CUSTODY

01/10/19 8:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 10, 2019**

C-17-323614-1 State of Nevada
vs
Matthew Houston

January 10, 2019 8:30 AM Sentencing

HEARD BY: Villani, Michael **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Olivia Black

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

| | | |
|-----------------|-------------------------|-----------|
| PRESENT: | Baharav, Colleen | Attorney |
| | Bassett, Alexander B. | Attorney |
| | Houston, Matthew Travis | Defendant |
| | State of Nevada | Plaintiff |

JOURNAL ENTRIES

- DEFT HOUSTON ADJUDGED GUILTY of DRIVING AND OR BEING IN ACTUAL PHYSICAL CONTROL OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICATING LIQUOR OR ALCOHOL (F). Certified copies of Judgment of Convictions (JOC) provided to the Court for review. Exhibits presented (see worksheet). Arguments by counsel. Pursuant to NRS 176.063, COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Fine of \$2,000.00, \$60.00 Chemical Drug Analysis fee, a \$250.00 Indigent Defense Civil Assessment fee and \$3.00 DNA Collection fee; Deft. SENTENCED to a MAXIMUM of FORTY-EIGHT (48) MONTHS and a MINIMUM of TWELVE (12) MONTHS in the Nevada Department of Corrections (NDC), with TWO HUNDRED EIGHTY- FOUR (284) DAYS credit for time served. COURT FURTHER ORDERED, pursuant to NRS 484C.340 and NRS 484C.460, prior to reinstatement of the Defendant's driving privileges, an interlock device shall be installed and inspected on his vehicle at the Defendant's expense for a period of TWENTY- FOUR (24) MONTHS, said period to commence after any period of imprisonment, residential confinement, confinement in a treatment facility, or on parole or probation. COURT ORDERED, DNA fee and testing WAIVED, having been previously submitted. BOND, if any, EXONERATED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 20, 2019

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

August 20, 2019 10:30 AM Motion

HEARD BY: Silva, Cristina D. **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Olivia Black

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Giddens, Christopher B. Attorney
 Overly, Sarah Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present. Mr. Giddens had no objection. COURT ORDERED, Motion GRANTED.
Court instructed Mr. Giddens to send a copy of file to Defendant.

NDC

CLERK'S NOTE: The above minute order has been distributed to:

MATTHEW HOUSTON #1210652
P O BOX 208
INDIAN SPRINGS, NV 89070//ob/08/21/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 17, 2019

C-17-323614-1 State of Nevada
vs
Matthew Houston

September 17, 2019 8:30 AM

All Pending Motions

HEARD BY: Villani, Michael

COURTROOM: RJC Courtroom 11A

COURT CLERK: Olivia Black

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Getler, Stephanie M. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Deputy Public Defender, Kara Simmons also present

MOTION FOR PRODUCTION OF DOCUMENTS, PAPERS, PLEADINGS AND TANGIBLE
PROPERTY OF DEFENDANT...MOTION TO GRANT A COMPASSIONATE RELEASE...MOTION
FOR MODIFICATION OF SENTENCE

Defendant not present. Court noted it was basing its decision on the pleadings on file herein and not accepting oral argument. COURT ADOPTED the procedural history as set forth by the State. Court stated Defendant was in the Serious Offender's program in October of 2018 thereafter was terminated and sentenced in January of 2019. Court stated Defendant's sentence was not based on any untrue material of assumption or mistake of fact that would warrant a modification of Defendant's sentence. Court further stated Defendant's request for compassionate release it appeared was due to some calculation of good time credit in the prison system. Court stated Defendant's pleadings were inappropriate and there was no good cause for the Court to rule on that issue. COURT ORDERED, Defendant's Motion for Modification of Sentence DENIED. Court further stated there was no factual or legal bases to give Defendant compassionate release. COURT FURTHER ORDERED, Motion to

Grant a Compassionate Release DENIED. As to Defendant's Motion for Production of Documents, Papers, Pleadings and Tangible Property of Defendant GRANTED; Court instructed the Public Defender's office to send a copy of the file to Defendant. Court instructed the State to prepare the Order and ORDERED, Status Check SET for filing of the Order. Court stated the hearing date would be vacated if the Order was filed.

NDC

10/10/19 8:30 AM STATUS CHECK: FILING OF ORDER

CLERK'S NOTE: The above minute order has been distributed to:

MATTHEW HOUSTON #1210652
P O BOX 208
INDIAN SPRINGS, NV 89070//ob/09/18/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 26, 2019

C-17-323614-1 State of Nevada
vs
Matthew Houston

September 26, 2019 8:30 AM All Pending Motions

HEARD BY: Villani, Michael **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Olivia Black

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Getler, Stephanie M. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY INJUNCTION
PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER...MOTION TO SUBMIT
A DECLARATION...MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO
MOTION FOR CREDIT FOR TIME SERVED...MOTION FOR MODIFICATION OF SENTENCE

Defendant not present. Court stated it didn't appear the State was served as there was no opposition.
COURT ORDERED, Motions CONTINUED for the State's opposition. COURT FURTHER
ORDERED, Defendant's Motion for Modification of Sentence ADVANCED and RESCHEDULED.

NDC

10/10/19 8:30 AM MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY
INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING
ORDER...MOTION TO SUBMIT A DECLARATION...MOTION TO SUBMIT POINTS AND
AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED...MOTION FOR
MODIFICATION OF SENTENCE...MOTION FOR MODIFICATION OF SENTENCE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 10, 2019

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

October 10, 2019 8:30 AM All Pending Motions

HEARD BY: Barker, David **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Olivia Black

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Turner, Robert B. Attorney

JOURNAL ENTRIES

- MOTION FOR CREDIT TIME SERVED...MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY AND PROTECTION TEMPORARY RESTRAINING ORDER...MOTION TO SUBMIT A DECLARATION...MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION FOR CREDIT FOR TIME SERVED...EMERGENCY MOTION FOR ORDER TO COMPEL A WRIT OF MANDAMUS...MOTION FOR MODIFICATION OF SENTENCE...MOTION FOR MODIFICATION OF SENTENCE...STATUS CHECK: FILING OF ORDER

Defendant not present. Court noted Defendant was in the Nevada Department of Corrections. Court further noted the motions and opposition had been received and reviewed. COURT ORDERED, Motions CONTINUED to consolidate with Defendant's upcoming Petition For Writ of Habeas Corpus. COURT FURTHER ORDERED, Defendant's Motion for Enlargement of Time to File Notice of Appeal ADVANCED and RESCHEDULED.

NDC

CONTINUED TO: 11/26/19 8:30 AM

CLERK'S NOTE: The above minute order has been distributed to:

MATTHEW HOUSTON # 1210652

P O BOX 208

INDIAN SPRINGS, NV 89070//ob/10/16/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 26, 2019

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

November 26, 2019 8:30 AM

All Pending Motions

HEARD BY: Villani, Michael

COURTROOM: RJC Courtroom 11A

COURT CLERK: Athena Trujillo

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Overly, Sarah Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- MOTION FOR CREDIT TIME SERVED ... MOTION FOR ENLARGEMENT OF TIME TO FILE
NOTICE OF APPEAL ... MOTION TO GRANT AN EMERGENCY INJUNCTION PRELIMINARY
AND PROTECTION TEMPORARY RESTRAINING ORDER ... MOTION TO SUBMIT A
DECLARATION ... MOTION TO SUBMIT POINTS AND AUTHORITIES ATTACHED TO MOTION
FOR CREDIT FOR TIME SERVED ... EMERGENCY MOTION FOR ORDER TO COMPEL A WRIT
OF MANDAMUS ... MOTION FOR MODIFICATION OF SENTENCE ... MOTION FOR
MODIFICATION OF SENTENCE ... STATUS CHECK: FILING OF ORDER

COURT ORDERED, motions DENIED; State to prepare the orders. COURT FURTHER ORDERED,
matter SET for status check.

NDC

12/17/19 8:30 AM STATUS CHECK: ORDER

CLERK'S NOTE: A copy of this minute order has been mailed to:

Matthew Houston #1210652
PO Box 208
Indian Springs, NV 89070

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 17, 2019

C-17-323614-1 State of Nevada
vs
Matthew Houston

December 17, 2019 8:30 AM Status Check

HEARD BY: Villani, Michael **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Shannon Reid

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Overly, Sarah Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present. Court noted the Motions that were denied on 11-26-2019. Ms Overly advised the Order had been prepared and sent to the Court's chambers. COURT ORDERED, matter OFF CALENDAR.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 03, 2020

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

March 03, 2020 8:30 AM Motion

HEARD BY: Villani, Michael **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Shannon Reid

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: Luong, Vivian Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry regarding whether the State filed an Opposition, Ms. Luong advised that the State had not been properly served and requested matter be continued to do so. COURT SO ORDERED. Court noted there was not an address on file for the State to serve the Defendant their Opposition. Defendant provided address. Upon Court's inquiry as to whether the Defendant's Motion For Order For Judge to Recuse From Case scheduled for March 12th 2020 was to recuse this Court or a different judge, the Defendant stated it might be a different Judge but needed to examine the history of the case to make the determination. COURT FURTHER ORDERED, Defendant's Motion For Order For Judge to Recuse From Case scheduled for March 12th RESET.

NIC

CONTINUED TO: 03/19/2020 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2020

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

May 14, 2020

3:00 AM

Minute Order

HEARD BY: Villani, Michael

COURTROOM: Chambers

COURT CLERK: Shannon Reid

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Pursuant to EDCR 1.31 Criminal Presiding Judge (b) (4), and for good cause appearing, the reassignment of the instant matter to District Court Department 7 for purposes of Defendant's Motion to Clarify. COURT ORDERED, matter REASSIGNED and hearing SET. COURT FURTHER ORDERED, Defendant's Motion for Order of Estoppel in Support of Preservation of Evidence VACATED pending the Motion for Order of Recusal.

NIC

05/26/2020 10:30 AM MOTION FOR ORDER FOR JUDGE TO RECUSE FROM CASE

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve /SR 05/15/2020

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 26, 2020

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

May 26, 2020

10:30 AM

Motion

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 10C

COURT CLERK: Kimberly Estala

RECORDER: Renee Vincent

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- No parties present.

Court noted Defendant filed a motion in February but Defendant was not sure which judicial officer he was trying to disqualify so the case was not referred to this department until May 14, 2020. Defendant is requesting to disqualify Judge Villani based on allegations that Judge Villani is biased against disabled and indigent litigants. The basis of Defendants claim is that Defendant filed a motion and asserts that it was not properly filed by the Clerk's Office in that not all of the motion's pages were filed. Any error on the clerks office would have nothing to do with Judge Villani and nothing to do with bias so on its face this motion lacks merit therefore COURT ORDERED motion DENIED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 30, 2020

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

June 30, 2020 8:30 AM Motion to Amend

HEARD BY: Villani, Michael **COURTROOM:** RJC Courtroom 11A

COURT CLERK: Shannon Reid

RECORDER: Cynthia Georgilas

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Turner, Robert B. Attorney

JOURNAL ENTRIES

- Defendant not present. Court noted it was basing its decision on the pleadings on file herein and not accepting oral argument. Court stated Defendant's drivers license was in revoked in Iowa, that this court has no jurisdiction over Iowa authorities, that it wasn't clear whether or not Defendant was challenging the Judgment of Conviction, if he was, he must file a pleading pursuant to NRS Chapter 34; Furthermore, if Defendant argues Nevada Department of Motor Vehicles was violating his rights that the Nevada Attorney General must be served. COURT ORDERED, Motion DENIED WITHOUT PREJUDICE; State to prepare an Order. COURT FURTHER ORDERED, matter SET for Status Check on the filing of the Order, to be vacated upon receipt.

NIC

07/21/2020 8:30 AM STATUS CHECK: ORDER

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 25, 2022

C-17-323614-1 State of Nevada
vs
Matthew Houston

January 25, 2022 11:00 AM Motion to Dismiss

HEARD BY: Eller, Crystal

COURTROOM: RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

| | | |
|-----------------|-----------------|-----------|
| PRESENT: | Brana, Michelle | Attorney |
| | Dunn, Ann Marie | Attorney |
| | State of Nevada | Plaintiff |

JOURNAL ENTRIES

- Counsel appeared via BlueJeans.

Defendant not present. Counsel both stated no opposition to the motion COURT stated its findings and ORDERED, motion DENIED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 10, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

**May 10, 2022 9:00 AM Motion for Production of
 Transcript**

HEARD BY: Eller, Crystal **COURTROOM:** RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

PRESENT: Dunn, Ann Marie Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present.

COURT stated its findings and ORDERED, motion DENIED.

NDC

CLERK'S NOTE: A copy of this minute order mailed to: Matthew Travis Houston #1210652, HDSP,
PO Box 650, Indian Springs, NV 89070. clm 5/11/22

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 26, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

May 26, 2022 9:00 AM Motion for Order

HEARD BY: Eller, Crystal **COURTROOM:** RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

PRESENT: Berkley, Maxwell Attorney

JOURNAL ENTRIES

- Mr. James Puccinelli, DDA for the State.

Defendant not present. upon Mr. Berkley's inquiry regarding removal of the PD' office from this case, Court advised Defendant was Pro Se. COURT NOTED the State had filed a response late last night, which the Court had not read; however, Defendant needed to be present. COURT ORDERED, matter CONTINUED and DIRECTED the State to prepare a transport order.

NDC

CONTINUED TO: 06/16/22 9:00 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 09, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

June 09, 2022 9:00 AM Petition

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

PRESENT: Overly, Sarah Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present. COURT NOTED Defendant was in the Nevada Department of Corrections (NDC), that Defendant had motions on calendar for 6-16-22, to which the State had not responded and ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 06/16/22 9:00 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 16, 2022

C-17-323614-1 State of Nevada
vs
Matthew Houston

June 16, 2022

9:00 AM

All Pending Motions

HEARD BY: Eller, Crystal

COURTROOM: RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

PRESENT: Puccinelli, James Andrew Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present.

PETITION FOR WRIT OF CERTIORARI...MOTION FOR APPOINTMENT OF ATTORNEY AND REQUEST FOR EVIDENTIARY HEARING...MOTION FOR APPOINTMENT OF ATTORNEY AND REQUEST FOR EVIDENTIARY HEARING...MOTION FOR ORDER TO SUPPRESS AND NOTICE OF DEMAND AS RESULT OF INCURRED EMOTIONAL DISTRESS

COURT stated its findings and ORDERED, Petition and Motions DENIED. Mr. Puccinelli to prepare the order.

CLERK'S NOTE: A copy of this minute order mailed to: Matthew Houston #1210652, HDSP PO Box 650, Indian Springs, NV 89070. clm 6-16-22

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 30, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

June 30, 2022

9:00 AM

Motion

HEARD BY: Eller, Crystal

COURTROOM: RJC Courtroom 05A

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

PRESENT:

Botelho, Agnes M
State of Nevada

Attorney
Plaintiff

JOURNAL ENTRIES

- Colloquy regarding Defendant's motions and motions for transport orders. COURT NOTED Defendant's motions for transport orders were being set after Defendant's motion hearings. COURT ORDERED, motion DENIED; however, State to prepare a transport order for Defendant's 7/14/22 hearing.

NIC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 14, 2022

C-17-323614-1 State of Nevada
vs
Matthew Houston

July 14, 2022

9:00 AM

All Pending Motions

HEARD BY: Eller, Crystal

COURTROOM: RJC Courtroom 11B

COURT CLERK: Cynthia Moleres

RECORDER: Brittany Amoroso

REPORTER:

PARTIES

| | | |
|-----------------|-------------------------|-----------|
| PRESENT: | Houston, Matthew Travis | Defendant |
| | State of Nevada | Plaintiff |
| | Wyse, Seleste A | Attorney |

JOURNAL ENTRIES

- MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...MOTION TO STAY REMITTITUR IN 84477 AND 84478 AND RENEWED MOTION FOR AN ORDER TO SUPPRESS HEARING FROM 12/6/2021 AND MOTION FOR AN ORDER TO TALEEN PANDUKHT TO READ BOTH THE DIRECT APPEAL FILED 2/18/2022

Defendant advised he had other motion to be filed; however, they were left at the prison. Defendant requested transcript from the instant case, therefore he could file writs, to which Ms. Wyse objected to and requested Defendant put his request in writing. COURT ORDERED, Defendant's oral motion GRANTED if the transcripts were available. Arguments by Ms. Wyse in opposition to Defendant's motion for remittitur. COURT stated its findings and FURTHER ORDERED, motion DENIED WITHOUT PREJUDICE. Defendant further stated he had not received a copy of his pre-sentence investigation report (PSI) to which the COURT DIRECTED Defendant to contact his attorney regarding obtaining a copy of the PSI.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 16, 2022

C-17-323614-1 State of Nevada
vs
Matthew Houston

August 16, 2022 9:00 AM All Pending Motions

HEARD BY: Eller, Crystal **COURTROOM:** RJC Courtroom 11B

COURT CLERK: Cynthia Moleres

RECORDER: Michelle Ramsey

REPORTER:

PARTIES

PRESENT: Dunn, Ann Marie Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- EMERGENCY MOTION FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...EMERGENCY MOTION FOR THE TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...MOTION TO STAY THE REMITTITUR

Defendant not present.

COURT NOTED Defendant not present as he is in the Nevada Department of Courts. FURTHER COURT NOTED the remittitur had already been issued and therefore, ORDERED, motion DENIED as MOOT. Ms. Dunn to prepare the order.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 23, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

August 23, 2022 9:00 AM Motion

HEARD BY: Eller, Crystal **COURTROOM:** RJC Courtroom 11B

COURT CLERK: Cynthia Moleres

RECORDER: Velvet Wood

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Wyse, Seleste A Attorney

JOURNAL ENTRIES

- Defendant not present.

Upon Court's inquiry, Ms. Wyse advised the State had not been served. COURT stated it could not understand what Defendant was requesting and therefore, ORDERED, motion DENIED. Ms. Wyse to prepare the order.

CLERK'S NOTE: A copy of this minute order mailed to Matthew Houston #1210652, PO Box 650, Indian Springs, NV 89070. clm 8/24/22

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 25, 2022

C-17-323614-1 State of Nevada
 vs
 Matthew Houston

August 25, 2022 9:00 AM Motion

HEARD BY: Eller, Crystal **COURTROOM:** RJC Courtroom 11B

COURT CLERK: Cynthia Moleres

RECORDER: Velvet Wood

REPORTER:

PARTIES

PRESENT: Puccinelli, James Andrew Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present.

COURT NOTED this matter was on calendar for motion for transportation of inmate for court appearance; however, the appearance requested was for a motion heard last week, which was denied, therefore, COURT ORDERED, motion DENIED as MOOT.

NDC

CLERK'S NOTE: A copy of this minute order mailed to Matthew Houston #1210652, PO Box 650, Indian Springs, NV 89070. clm 8/25/22

EXHIBIT(S) LIST

Case No.: C323614

Hearing Date:

01/10/19

Dept. No.: XVII

Judge: Michael Villani

Court Clerk: Olivia Black/ Vanessa Medina

Plaintiff: STATE OF NEVADA

Recorder: Cynthia Georgilas

Counsel for Plaintiff: Colleen Bahavav

vs.

Defendant: MATTHEW HOUSTON

Counsel for Defendant: Alex Bassett

HEARING BEFORE THE COURT

STATE'S EXHIBITS

[illegible]



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

MATTHEW TRAVIS HOUSTON #1210652
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: September 12, 2022
CASE: C-17-323614-1

RE CASE: STATE OF NEVADA vs. MATTHEW TRAVIS HOUSTON

NOTICE OF APPEAL FILED: September 8, 2022 (2)

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

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):

EMERGENCY NOTICE OF APPEAL; CASE APPEAL STATEMENT;
DISTRICT COURT DOCKET ENTRIES; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE
OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

MATTHEW TRAVIS HOUSTON,

Defendant(s).

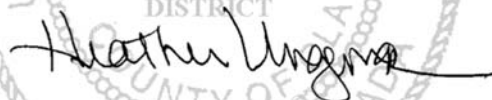
Case No: C-17-323614-1

Dept No: XIX

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 12 day of September 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

