

IN THE SUPREME COURT OF THE STATE OF NEVADA

JARELL WASHINGTON, A/K/A
JARREL WASHINGTON,

Appellant,

v.

THE STATE OF NEVADA,

Respondent

Case No. 85875

Electronically Filed
Feb 16 2023 10:54 AM
Elizabeth A. Brown
Clerk of Supreme Court

RESPONSE TO COURT ORDER

The Office of the Attorney General respectfully responds to this Court's order filed January 18, 2023. In that order, the Court required the Office of the Attorney General to provide a copy of the notice of appeal log or other information maintained by the prison to reflect the date Jarell Washington, #1245028 (Washington), submitted his notice of appeal to prison authorities for mailing. Washington had to present his notice by December 19, 2022, to be timely. *Id.*

At all pertinent times, Washington was housed at the High Desert State Prison (HDS). Pursuant to the HDSP law librarian, Washington did not utilize the notice of appeal log. Exhibit 1.

However, on December 4, 2022, Washington submitted a brass slip requesting \$0.60 for postage for: "Notice of Appeal – C19341380; Judicial Notice – A22-8562591W; Hearing Requested – A22-8562591W." Exhibit 2. On

December 8, 2022, he submitted a request for \$22.45 for postage. *Id.* And on December 9, 2022, NDOC fiscal processed a request for postage of \$2.16. Exhibit 3.

It is uncertain if the documents or mail referenced was the notice of appeal in question.

DATED this 16th day of February, 2023.

AARON D. FORD
Attorney General

By: /s/ John C. Dorame
JOHN C. DORAME
Deputy Attorney General
State of Nevada
Nevada Bar No. 10029
100 North Carson Street
Carson City, NV 89701-4717
(775) 684-1261 (phone)
jdorame@ag.nv.gov
Attorneys for Respondents

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General and that on this 16th day of February, 2023, I served a copy of the foregoing **RESPONSE TO COURT ORDER**, by placing said document in the U.S. Mail, postage prepaid, addressed to:

Jarrel Washington #1245028
c/o High Desert State Prison
P.O. Box 650
Indian Springs, NV 89070

/s/ Carrie L. Crago

INDEX OF EXHIBITS

EXHIBIT T No.	EXHIBIT DESCRIPTION	NUMBER OF PAGES
1.	Certificate of Custodian of Records	1
2.	Brass Slips Requesting \$.60 and \$22.45 for Postage	1
3.	NDOC Daily Transaction Summary: Processed a Request in the Amount of \$2.16 Postage	2

EXHIBIT 1

EXHIBIT 1

STATE OF NEVADA)
)ss.
COUNTY OF CLARK)

CERTIFICATE OF CUSTODIAN OF RECORDS

I, Heather Baca Cook, hereby certify:

1. That I am employed by the State of Nevada, Department of Corrections, as Law Library Supervisor for High Desert State Prison (HDSP) and in such capacity I am a custodian of the attached records.
2. That the State of Nevada Department of Corrections is a State of Nevada agency.
3. That on the 15th day of February 2023, the Office of the Attorney General requested that the HDSP law library provide a copy of the Notice of Appeal Log entry for inmate #1245028 Jarell Washington for the time period of November 14, 2022 to December 21, 2022.
4. I reproduced and delivered to the Office of the Nevada Attorney General a true and accurate. However, upon examination of the original of that record, I confirmed #1245028 Jarell Washington is not included on that record.
5. That the original of that record was made at or near the time of the act, event, condition, opinion or diagnosis recited therein by or from information transmitted by a person with knowledge, in the course of my or my employer's regularly conducted activity.

I declare under penalty of perjury under the laws of the State of Nevada the foregoing statements are true and correct. This certificate is made for use as court evidence and in compliance with Nevada Revised Statutes (NRS 52.260).

Executed this 15 day of February, 2023.

Signed:

Heather Baca Cook

Printed:

Heather Baca Cook

Title:

Law Library supervisor

EXHIBIT 2

EXHIBIT 2

STATE OF NEVADA
DEPARTMENT OF CORRECTIONS
INMATE ACCOUNT TRANSACTION
REQUEST

Date: 12/8/22 No 2550108

To: Inmate services

I hereby authorize my account to be charged in the amount
of \$ 22.45 TWENTY TWO Dollars & Forty Five cents (Dollars).

Please pay to N.D.O.C

Signature: Jarrell Washington

Print name: Jarrell Washington

ID No. 1245028 Institution H.D.S.P.

Approved by: SCLO S. Torres [Signature]

Transfer	Purchase Order	Postage ✓	Other
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White
Canary
Pink

Inmate Services
Institution Copy
Inmate

DOC 509 (Rev.2/06)

STATE OF NEVADA
DEPARTMENT OF CORRECTIONS
INMATE ACCOUNT TRANSACTION
REQUEST

Date: 12-4-22 No 2550127

To: Inmate services

I hereby authorize my account to be charged in the amount
of \$ 0.60 (sixty cents) (Dollars).

Please pay to NDOC

Signature: Jarrell Washington

Print name: Jarrell Washington

ID No. 1245028 Institution H.D.S.P.

Approved by: [Signature] SGT. OBLAIL

Transfer	Purchase Order	XX Postage Notice of Appeal - C 19341300 Judicial Notice - A 22856529W Hearing Requested A 22856529W	Other
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5 pages Total

White
Canary
Pink

Inmate Services
Institution Copy
Inmate

DOC 509 (Rev.2/06)

EXHIBIT 3

EXHIBIT 3

Offender Information

Offender Number 1245028

Institution: HDSP

Living Unit: A

Offender Name: WASHINGTON, JARELL

Housing Facility: U7

Cell: 30

Account Status: Open

Bed: B

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Reference Number	Deposit# / Check#	Amount	Balance	Loc Code
11/14/2022						\$1.00	
11/19/2022 08:48:38 AM	Phone Credit	Securus	1668876518	9900041692	(\$1.00)	\$0.00	DOC
11/22/2022 07:00:47 AM	Keefe	Cristal Hal		9900023614	\$10.00	\$10.00	HDSP
11/22/2022 07:00:47 AM	Victim Specific	Parole and Probation		9900041850	(\$1.00)	\$9.00	HDSP
11/22/2022 07:00:47 AM	Savings				(\$1.00)	\$8.00	HDSP
11/22/2022 06:52:21 PM	Phone Credit	Securus	1669171941	9900041692	(\$3.00)	\$5.00	DOC
11/24/2022 10:45:04 AM	Phone Credit	Securus	1669315505	9900041692	(\$4.00)	\$1.00	DOC
12/05/2022 05:27:28 PM	Phone Credit	Securus	1670290048		(\$1.00)	\$0.00	DOC
12/21/2022						\$0.00	

Trust2

Date	Reference Number	Amount	Balance	Loc Code
11/14/2022			\$0.00	
No Activity				
12/21/2022			\$0.00	

Trust3

Date	Reference Number	Amount	Balance	Loc Code
11/14/2022			\$0.00	
No Activity				
12/21/2022			\$0.00	

Savings

Date	Reference Number	Amount	Balance	Loc Code
11/14/2022			\$392.81	
11/22/2022 07:00:47 AM		\$1.00	\$393.81	HDSP
12/21/2022			\$393.81	

Holds - Current as of Date and Time of Report

Date Held	Hold Type	Notes	Amount
Nevada Department Of Corrections - DOC			2/14/2023 08:37 AM

No Activity

Department Charge 1

Department Opening Balance:						\$0.00
DOC Sanction Type	Reference Number	Document Number	V Document Number	DOC Sanction Date	Paid To	
Postage	2527931	10000261837		10/23/2022	Inmate Welfare Fund	
Date	Description	Check Document Number		Amount	Balance	
11/14/2022				Opening Balance:	\$0.00	
12/09/2022 04:31:46 PM	New			\$2.16	\$2.16	
12/21/2022				Closing Balance:	\$2.16	
Department Closing Balance:						\$2.16

Remaining Obligations - Current as of Date and Time of Report

Description	Paid To	Period To Curr	Max Per Period	Ordered	Initial Payment	Paid To Curr	Outside Source	Total Paid	Total Remaining
Restitution - C19-341380-1	Clark County CH	\$0.00	N/A	\$178.00	N	\$0.00	\$0.00	\$0.00	\$178.00
Restitution - C19-341380-1	Parole and Probation	\$22.70	N/A	\$3,580.00	N	\$107.90	\$0.00	\$107.90	\$3,472.10
Total:									\$3,650.10