

NO. 86041

FILED

MATTHEW TRAVIS HOUSTON
 No 1210652
 PO Box 650
 Indian Springs, NV 89070-0650

JAN 31 2023

ELIZABETH A. BROWN
 CLERK OF SUPREME COURT
 BY NEVADA
 DEPUTY CLERK

IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW TRAVIS HOUSTON,
 Petitioner-Appellant,
 vs.

No.(s): 79408

84885

THE STATE OF NEVADA, ET AL,
 MANDALAY BAY CORP., ET AL,

No.(s): 80562

80562 → COA

84417

84418

84477

84887

85352

THE STATE OF NEVADA, ET AL,

No.(s): 84281

84478

84886

85353

BRIAN P. CLARK, ET AL,
 Respondent(s).

No.(s): 85354

85747

PETITION FOR A WRIT OF MANDAMUS

COMES Now, Petitioner / Plaintiff, Matthew Travis Houston, pro
 per, and respectfully moves this Honorable Court to issue a writ of
 Mandamus, being filed contemporaneously herewith, directing the Hon.
 TIERRA DANIELLE JONES, to reverse and vacate her ordered JAC from

December 28, 2021, in Case No. C-21-357927-1 in denying Plaintiff
 his right to a jury trial and other constitutional entitlements.

This Petition is made and based to the attached Points and
 Authorities, NRS 34.150 - NRS 34.310, NRAP Rule 21 and all filings herein.

23-02948

①

STATEMENT OF FACTS:

On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant") was abducted from his hotel room at the Best Western located at or near 3041 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of SUMMONS or WARRANT nor was told or read that he had any kind of rights. This false arrest prevented Petitioner-Appellant from attending his appointment the very next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while his continued imprisonment of his person also prevented him from attending his medical disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

The Petitioner-Appellant's attempt at release from CADC was intended so that he could search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, Benard Little, provided misinformation regarding the lack of a directly related "City Jail Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a potential release from custody, that he "did not see a detainer hold" - when, in fact, there was. This coercion of the client by his previous representation created a second double-jeopardy in LAS VEGAS MUNICIPAL COURT #1248334A + #C1237802A, with the first being EIGHTH JUDICIAL DISTRICT COURT Z1-CR-D19840 + Z1-CR-033713.

These traumatic events are a cruel and unusual punishment being inflicted upon an innocent man, who was forced into an involuntary relocation, with unnecessary hardships causing the eviction of his law office located at 435 South Lion Street #927, in Iowa City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).

Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use of overreaching tactics ~~in~~ their exploitation of the innocent man has put the Petitioner-Appellant into an unmanageable state of duress, homelessness, and extensive incarceration.

///

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEE → Case No(s): 80562, 84886, 85351

and 85747 ←

OBJ + 0074 + 0079 + 0085 + 0128 + 0016

MATTHEW TRAVIS HOUSTON, CHTD. ABA ID No. 04662784
No. 1210652 @ HDSP Nevada Bar No. 2131 (R.I.P. Uncle David)
PO Box 650 • 22010 Cold Creek Road
Indian Springs, NV 89070-0650
P: (702) 879-6789

FILED

JUL 30 2022

CLERK OF COURT

FROM THE DISTRICT COURT

OF CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
Plaintiff,

Plaintiff-in-Error and the
Petitioner-appellant,

-VS-

THE EIGHTH JUDICIAL DISTRICT
COURT OF CLARK COUNTY, NEVADA;
THE STATE OF NEVADA;
AND THE MANALAY BAY CORP., ET AL,
Defendant-Respondent(s).

Case No(s) C. 17.323614.1 (XIX)
C. 21.357927.1 (XI)

CASE No. A.22.853203.W

Dept. No. XI

JOIN "de novo hearing requested"

CASE NO.: A.17.758861.C

DEPT No.: 17, XVIII and 29

IN RE APPEAL No. 84417S

CR 019040 21 PO 1275S E1248384A
CR 033713 21 PO 1950S E1237802A

→ PETITION FOR A WRIT OF MANDAMUS,

EMERGENCY OPPOSITION AND NOTICE OF FORMAL
OBJECTION TO ANY SORT OF VEXATIOUS LITIGANT
ORDER AND ANY AND ALL OTHER SORT OF CHICANERY

THAT "GERRI LYNN HARDCASTLE AND THE STATE BAR
OF NEVADA, ET AL" MAY ATTEMPT TO CONJURE
FROM THE DEMONS OF INJUSTICE KNOWN ONLY IN
DOCUMENTS AS "THE SHADOW HILLS CHURCH" AND/OR
"ERNEST MAY ELEMENTARY" *

YOU WILL NOW TAKE NOTICE of this continued
state of emergency in re intervention and interpleadings
to case No. A.22.853203.W in
department XI in re "MOTION TO RETAX". * = This newly
discovered evidence was acquired by Plaintiff in document '21PO1950'.
YOU WILL NOW READ COMPLETE MOTION OF 44 PAGES, WHICH WAS
ORIGINALLY FILED IN No. A.22.853203.W AND SEE ATTACHED:

JUL 18 2022

CLERK OF THE COURT

RECEIVED
JAN 30 2023
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
CLARK COUNTY

EDDC

(3)

II. LEGAL ARGUMENT

Petitions for Extraordinary Writs are addressed to the sound discretion of the Supreme Court of Nevada and may issue when there is no plain, speedy, and adequate remedy at law. See, State v. Second Judicial District Court ex. rel. County of Washoe, 11 P.3d 1209, ___ Nev. ___ (2000).

A writ of mandamus is issued to compel performance of an act which the law especially enjoins as a duty resulting from an office, trust or station. See, Lewis v. Stewart, 619 P.2d 1212, 96 Nev. 846 (1980).

A writ of mandamus may issue to control arbitrary or capricious exercise of discretion. See, Barnes v. Eighth Judicial District Court of the State of Nevada, in and for Clark County, 748 P.2d 483, 103 Nev. 679 (1987).

This Court has also held that the action being sought to be compelled must be one already required by law. See, Mineral County v. State, Department of conservation and Natural Resources, 20 P.3d 800, ___ Nev. ___ (2001).

Mandamus is the appropriate vehicle for challenging contested orders entered by the District Court. See, Angell v. Eighth Judicial District court in and for the county of Clark, 839 P.2d 1329, 108 Nev. 923 (1992).

It has also been held that a writ of mandamus is proper when the petitioner raises urgent and important issue[s] of law requiring clarification by the Supreme Court. See, Falcke v. Douglas County, 3 P.3d 661, ___ Nev. ___ (2000).

CONCLUSION

WHEREFORE, all of the above stated reasons, Petitioner/Plaintiff respectfully requests this Honorable Court to Order THE HON. TIERRA DANIELLE OF THE EJDC to vacate the "JUDGEMENT OF CONVICTION" (JOC) filed 12/08/2021 in Case Number C-21-357927-1, "aka" 21CR 019840, within a reasonable amount of time as required by N.R.S. 34.830.

DATED this 20th day of January, 2023.

Respectfully submitted,

Matthew Travis Houston
MATTHEW TRAVIS HOUSTON
Petitioner/Plaintiff
ABA ID No 04662784

CERTIFICATE OF SERVICE

I hereby certify pursuant to N.R.C.P. 5(b) that I am the Petitioner/Plaintiff in the foregoing Petition for Writ of Mandamus, and that on this 20th day of January, 2023, I did serve a true and correct copy of the above mentioned document, by giving it to a prison official at the ~~State Prison~~ HDSP to deposit in the U.S. Mail, sealed in an envelope, postage pre-paid, and addressed as follows:

Office of the Clerk
Supreme Court of Nevada
201 S. Carson Street #201
Carson City, NV 89301

Law Clerk, EJDC
Regional Justice Center
200 Lewis Ave
Las Vegas, NV 89155

DATED this 20th day of January, 2023.

Attorney General of Nevada
Aaron D. Ford
555 E. Washington Avenue
NE 3000
Las Vegas, NV 89101-1068

District Attorney, Alexander G. Chen
200 Lewis Avenue - Po Box 552212
Las Vegas, NV 89155-2212

Matthew Travis Houston
Petitioner/Plaintiff
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