

1 Bryan p Benham 60575
2 PO Box 650 (HOSP)
3 Indian Springs, Nev 89070

FILED

MAY 08 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

4
5 IN THE SUPREME COURT OF THE

6 STATE OF NEVADA

7
8 Bryan p Benham

CASE NO 86217

9 APPELLANT/CROSS RESPONDANT

10 V.S

MOTION TO EXTEND COPY WORK LIMIT

11 STATE OF NEVADA;

12 NEVADA DEPT OF CORRECTIONS et al

13 RESPONDANTS/CROSS APPELLANT

14

15 Comes now Appellant/Cross Respondant Bryan p Benham in his proper persona

16 and moves this Honorable court to enter an order granting this motion

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18

19 This motion is further made & based upon the enclosed memorandum of points & authorities

20 of law along attached exhibits as evidence to support. As well as being based

21 upon NDOC Administrative Regulation "AR" 722.

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26
27 RECEIVED

MAY 08 2023

28
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

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5 IN THE SUPREME COURT OF THE

6 STATE OF NEVADA

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8 Bryan p Bonham

CASE NO 86217

9 APPELLANT/CROSS RESPONDANT

10 VS

NOTICE OF MOTION

11 STATE OF NEVADA.,

12 NEVADA DEPT OF CORRECTIONS ex rel

13 RESPONDANT/CROSS APPELLANTS

14

15 To:

16 Samuel Pezone

17 Deputy ATTORNEY GENERAL

18 555 E Washington Ave ^{ste} 3900

19 Las Vegas, NEV 89101

20

21 Please take notice that the below Signed will bring the above motion for a hearing

22 before this court as soon as courts pocket will allow.

23 Dated this 26th day of April 2023

24 ~~Bryan p Bonham~~

25 Bryan p Bonham 60575

26 Po Box 650 (HOSP)

27 Indian Springs, Nev 89070

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1 (1.)

MEMORANDUM OF LAW

2

POINTS & AUTHORITIES

3 Appellant is aware that copies of documents are required to be attached
4 to Docketing Statement (1) Last filed complaint & the order on Appeal &
5 notice of entry for each attached order, any other order challenged on
6 Appeal.

7 Appellant Respectfully requests this court to issue an order to allow
8 Appellant to extend his copy limit based on the following facts.

9 (2)

10 Appellant is an indigent pro se prisoner, as demonstrated by the motion
11 for leave to proceed in forma pauperis on record in Dist Ct., NDOC AR 722.
12 allows Appellant to accrue a \$100.00 debt against his account
13 towards legal copy work which, once reached, prohibits him from
14 accumulating any further indebtedness for such copy work. "Exceptions to
15 this rule would be a court order received directly from the courts..." Id the
16 AR therefore gives this court authority to issue an order allowing this
17 Petitioner to exceed his copywork limit.

18 (3) Appellant has reached or exceeded the \$100.00 limit of AR 722, as
19 such, NDOC has prohibited him at this time from receiving any further
20 legal copy work in the instant proceeding unless the court issues an order
21 allowing him to do so.

22 (4) Appellant's grounds in this matter have merit. As such, he is entitled to
23 relief in the instant action. However, to fulfill requirements of this
24 court, should it be required it would require copy work services in order
25 to fulfill what is required by this court. The documents he has are
26 the only copies he has, which combined are a total of 325 pages which
27 would come to 65.00 so he can send court a copy of each document
28 and the counsel for Defendants. see FRCP 5, LR 5-1 and LR 7-2, see also

1 Guth v. Kangas 951 F.2d 1504, 1510 (9th Cir. 1991) A reasonable amount of
2 copy work for prisoners is found in that required to file, serve opponents
3 and maintain copy inmates records.
4 Appellant does not herein seek a blanket order for unlimited copy work.
5 but only seeks a reasonable allowance of copy work for the copies
6 relevant to the instant proceeding, including, but not limited to

7 ~~THIS COURT may make do further orders as necessary notice orders etc. etc.~~

12 (6) VERIFICATION

13 I Bryan P. Benham declare & verify that I have read the foregoing motion for
14 extension of copy work limit and to the best of my belief & knowledge that
15 the foregoing is true and correct under the pains & penalties of perjury pursuant to
16 28 U.S.C.A. § 1746 & 18 U.S.C.A. § 1621

17 (7) CERTIFICATE OF SERVICE

18 I Bryan P. Benham certify that I have read the foregoing motion for extension of
19 copy work limit and am attaching special instructions for electronic filing and
20 service to the clerk of the court to serve all of my opponents
21 pursuant to N.E.F.C.R. 5(k), 9 et seq. (A-E) etc., to the following:

22 DEPUTY ATTORNEY GENERAL

23 Samuel Pezore

24 555 E. Washington Ave ^{Ste 3400}

25 Las Vegas, Nev 89101

26

27

28

Dated This 26th day of April 2023



Bryan P. Benham 60575

P.O. Box 650 ADS

Indian Springs, Nev 89070