

Steven D. Grierson

JARELL WASHINGTON #1245028
H.D.S.P./TA-30
P.O. BOX 650
INADEN SPRINGS, NEVADA
89070

IN PROPER PERSON

Electronically Filed
Apr 05 2023 11:16 AM
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

JARELL WASHINGTON,
PETITIONER.

v.

THE STATE OF NEVADA,
RESPONDENT.

CASE No.: A-22-856529-W
DEPT. No.:
RSC COURTROOM 14B

NOTICE OF APPEAL

COMES NOW, PETITIONER, JARELL WASHINGTON,
IN HIS PROPER PERSON, AND GIVES: NOTICE OF APPEAL,
IN THE ABOVE NAMED CASE: A-22-856529-W; FROM
THIS COURT'S DENIAL OF PETITIONER'S MOTION FOR
RECONSIDERATION; DATED: MARCH 2, 2023. THIS
APPEAL TO THE NEVADA SUPREME COURT IS MADE IN
GOOD FAITH.

DATED: THIS 26 MARCH, 2023.

RESPECTFULLY SUBMITTED:

Jarell Washington
JARELL WASHINGTON #1245028
H.D.S.P./TA-30
P.O. BOX 650
INADEN SPRINGS, NEVADA
89070

IN PROPER PERSON

1.

RECEIVED

APR 03 2023

CLERK OF THE COURT


CERTIFICATE OF SERVICE:

I, JADEL WASHINGTON, DO HEREBY CERTIFY, UNDER PENALTY OF PERJURY, PURSUANT TO NRS 208.165, I DID MAIL A TRUE AND CORRECT COPY OF THIS NOTICE OF APPEAL, TO THE EIGHTH JUDICIAL DISTRICT COURT; POSTAGE PREPAID AT H.D.S.P. MAIL ROOM, AND DEPOSITED IN THE UNITED STATES MAIL DATED: 26 MARCH 2023; ADDRESSED AS FOLLOWS:

To:

COURT CLERK
REGIONAL JUSTICE CENTER
8TH JUDICIAL DISTRICT COURT
200 LEWIS AVENUE, 3rd FLOOR
LAS VEGAS, NEVADA 89155-1160

SIGNED:


JADEL WASHINGTON #1245028
H.D.S.P. / TA-30
P.O. BOX 650
INDIAN SPRINGS, NEVADA
89070
IN PROPER PERSON

JAGGER INSTITUTION # 1245028

H.D.S.P./7A-30

P.O. BOX 650

TRUMAN SPRINGS, NEVADA 89070

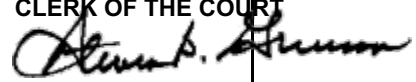
TO:

CAROL CLECK
PERSONAL JUSTICE DIVISION

818 JES. AUST. CT.,
200 LEBUS AVENUE, 3RD FLOOR
LAS VEGAS, NEVADA 89155-1160

9910136900 0075





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

10 JARRELL WASHINGTON,

11 Plaintiff(s),

12 vs.

13 STATE OF NEVADA,

14 Defendant(s),
15

Case No: A-22-856529-W

Dept No: X

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Jarrell Washington

20 2. Judge: Tierra Jones

21 3. Appellant(s): Jarrell Washington

22 Counsel:

23 Jarrell Washington #1245028
24 P.O. Box 650
Indian Springs, NV 89070

25 4. Respondent (s): State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89155-2212

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

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

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

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

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

8 **Expires 1 year from date filed

9 Appellant Filed Application to Proceed in Forma Pauperis: Yes,
10 Date Application(s) filed: August 5, 2022

11 9. Date Commenced in District Court: August 5, 2022

12 10. Brief Description of the Nature of the Action: Civil Writ

13 Type of Judgment or Order Being Appealed: Civil Writ of Habeas Corpus

14 11. Previous Appeal: No

15 Supreme Court Docket Number(s): N/A

16 12. Child Custody or Visitation: N/A

17 13. Possibility of Settlement: Unknown

18 Dated This 4 day of April 2023.

19 Steven D. Grierson, Clerk of the Court

20
21 /s/ Heather Ungermann

22 Heather Ungermann, Deputy Clerk
23 200 Lewis Ave
24 PO Box 551601
25 Las Vegas, Nevada 89155-1601
26 (702) 671-0512

27 cc: Jarrell Washington
28

CASE SUMMARY

CASE NO. A-22-856529-W

Jarell Washington, Plaintiff(s)
vs.
State of Nevada, Defendant(s)

§
§
§
§
§

Location: **Department 10**
 Judicial Officer: **Jones, Tierra**
 Filed on: **08/05/2022**
 Cross-Reference Case Number: **A856529**

CASE INFORMATION

Related Cases

C-19-341380-1 (Writ Related Case)

Case Type: **Writ of Habeas Corpus****Statistical Closures**

03/13/2023 Other Manner of Disposition
 11/08/2022 Other Manner of Disposition

Case Status: **03/13/2023 Closed**






DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number A-22-856529-W
 Court Department 10
 Date Assigned 08/05/2022
 Judicial Officer Jones, Tierra

PARTY INFORMATION

Plaintiff	Washington, Jarell	<i>Lead Attorneys</i>
		Pro Se
Defendant	State of Nevada	Wolfson, Steven B
		<i>Retained</i>
		702-671-2700(W)

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

08/05/2022	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Plaintiff Washington, Jarell <i>[1] Post Conviction</i>
08/05/2022	 Memorandum of Points and Authorities Filed By: Plaintiff Washington, Jarell <i>[2] Memorandum of Points and Authorities In Support of NRS Chapter 34 Petition for Writ of Habeas Corpus</i>
08/05/2022	 Motion Filed By: Plaintiff Washington, Jarell <i>[3] Motion to Withdraw Counsel</i>
08/05/2022	 Notice of Motion Filed By: Plaintiff Washington, Jarell <i>[4] Notice of Motion</i>
08/05/2022	 Application to Proceed in Forma Pauperis Filed By: Plaintiff Washington, Jarell <i>[5] Application to Proceed in Forma Pauperis</i>



CASE SUMMARY
CASE NO. A-22-856529-W

08/08/2022	 Order for Petition for Writ of Habeas Corpus <i>[6] Order for Petition for Writ of Habeas Corpus</i>
08/09/2022	 Clerk's Notice of Hearing <i>[7] Notice of Hearing</i>
09/20/2022	 Response <i>[8] State's Response to Petitioner's Petition for Writ of Habeas Corpus (Post-Conviction) and Request for Evidentiary Hearing</i>
11/08/2022	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff Washington, Jarell <i>[9] Findings of Fact, Conclusions of Law and Order</i>
11/14/2022	 Notice of Entry of Findings of Fact, Conclusions of Law <i>[10] Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
11/15/2022	 Motion to Reconsider Filed By: Plaintiff Washington, Jarell <i>[11] Motion for Reconsideration, or Petitioner's Reply to : State's Response to Petitioners's Petition for Writ of Habeas Corpus (Post Conviction and Request for Evidentiary Hearing</i>
11/15/2022	 Clerk's Notice of Nonconforming Document <i>[12] Clerk's Notice of Non Conforming Document</i>
01/27/2023	 Clerk's Notice of Hearing <i>[13] Notice of Hearing</i>
01/27/2023	 Notice Filed By: Plaintiff Washington, Jarell <i>[14] Judicial Notice</i>
01/27/2023	 Clerk's Notice of Nonconforming Document and Curative Action <i>[15] Clerks Notice of Curative Action</i>
02/22/2023	 Opposition <i>[16] State's Opposition to Petitioner's Motion for Reconsideration or Reply to State's Response to Petitioner's Petition for Writ of Habeas Corpus (Post-Conviction) and Request for Evidentiary Hearing</i>
03/13/2023	 Order Denying Motion Filed By: Plaintiff Washington, Jarell <i>[17] Order Denying Defendant's Motion for Reconsideration or Petitioner's Reply to State's Response to Petitioner's Petition for Writ of Habeas Corpus (Post Conviction) and Request for Evidentiary Hearing</i>
04/03/2023	 Notice of Appeal <i>[18] Notice of Appeal</i>
04/04/2023	 Case Appeal Statement <i>Case Appeal Statement</i>

HEARINGS

CASE SUMMARY

CASE NO. A-22-856529-W

10/17/2022	Petition for Writ of Habeas Corpus (8:30 AM) (Judicial Officer: Jones, Tierra) Denied;
10/17/2022	Motion to Withdraw as Counsel (8:30 AM) (Judicial Officer: Jones, Tierra) <i>Plaintiff/Inmate's - Motion to Withdraw Counsel</i> Granted;
10/17/2022	 All Pending Motions (8:30 AM) (Judicial Officer: Jones, Tierra) Matter Heard; Journal Entry Details: <i>PETITION FOR WRIT OF HABEAS CORPUS...PLAINTIFF/INMATE'S - MOTION TO WITHDRAW COUNSEL Mr. Washington not present and in the Nevada Department of Corrections. Matter submitted on the pleadings. COURT ORDERED, As to PLAINTIFF/INMATE'S - MOTION TO WITHDRAW COUNSEL, GRANTED; As to PETITION FOR WRIT OF HABEAS CORPUS, DENIED. State to prepare Findings of Facts and Conclusions of Law, consistent with their Return. Clerk's Note: A copy of these minutes mailed to Jarell Washington I.D. #1245028 HDSP P.O. 650 Indian Springs, NV, 89070 / tb;</i>
03/02/2023	 Motion For Reconsideration (9:00 AM) (Judicial Officer: Jones, Tierra) <i>Petitioner's Motion for Reconsideration, or Petitioner's Reply to : State's Response to Petitioners's Petition for Writ of Habeas Corpus (Post Conviction and Request for Evidentiary Hearing</i> Motion Denied; Petitioner's Motion for Reconsideration, or Petitioner's Reply to : State's Response to Petitioners's Petition for Writ of Habeas Corpus (Post Conviction and Request for Evidentiary Hearing Journal Entry Details: <i>Defendant not present and in custody in the Nevada Department of Corrections; Deputy District Attorney Nick Portz present on behalf of the State. COURT ADVISED they have reviewed the Motion and the State's Opposition, and ORDERED, Motion for Reconsideration or Petitions Reply to: State's Response to Petitioner's Petition for Writ of Habeas Corpus (Post Conviction) and Request for Evidentiary Hearing DENIED; and DIRECTED the State to prepare an order consistent with their Opposition. NDC CLERK'S NOTE: A copy of this Minute Order has been mailed to: Jarell Washington #1245028, PO BOX 650, Indian Springs, Nevada 89070. (3-6-2023 ks);</i>

DISTRICT COURT CIVIL COVER SHEET

A-22-856529-W

Dept. 10

County, Nevada

Case No. _____

(Assigned by Clerk's Office)

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

Plaintiff(s) (name/address/phone): Jarell Washington	Defendant(s) (name/address/phone): State of Nevada
Attorney (name/address/phone):	Attorney (name/address/phone):

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ Civil Writ <input checked="" type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

August 5, 2022

Date

PREPARED BY CLERK

Signature of initiating party or representative

See other side for family-related case filings.

ORDR

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
KENNETH PORTZ
Chief Deputy District Attorney
Nevada Bar #012473
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JARELL WASHINGTON, aka
Jarrell Washington, #2665695

Defendant.

CASE NO: A-22-856529-W
(C-19-341380-1)

DEPT NO: X

**ORDER DENYING DEFENDANT'S MOTION FOR RECONSIDERATION OR
PETITIONER'S REPLY TO STATE'S RESPONSE TO PETITIONERS' PETITION
FOR WRIT OF HABEAS CORPUS (POST CONVICTION) AND REQUEST FOR
EVIDENTIARY HEARING**

DATE OF HEARING: March 02, 2023
TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the
2nd day of March, 2023, the Defendant not being present, IN PROPER PERSON, the Plaintiff
being represented by STEVEN B. WOLFSON, District Attorney, through KENNETH
PORTZ, Chief Deputy District Attorney, and the Court having heard the arguments of counsel
and good cause appearing therefor,

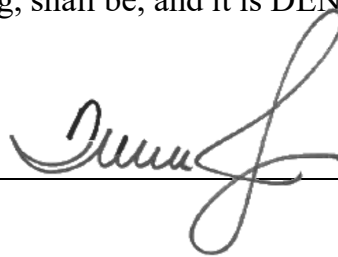
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1 IT IS HEREBY ORDERED that the Defendant's Motion for Reconsideration or
2 Petitioner's Reply to State's Response to Petitioners' Petition for Writ of Habeas Corpus (Post
3 Conviction) and Request for Evidentiary Hearing, ^{Dated this 13th day of March, 2023} shall be, and it is DENIED consistent with
4 State's Opposition.



5
6
7 STEVEN B. WOLFSON
Clark County District Attorney
8 Nevada Bar #001565

829 41B 578B 326B
Tierra Jones
District Court Judge

9
10 BY /s/ KENNETH PORTZ
KENNETH PORTZ
11 Chief Deputy District Attorney
Nevada Bar #012473
12

13 CERTIFICATE OF SERVICE

14 I certify that on the 7th day of March, 2023, I mailed a copy of the foregoing Order to:

15 JARELL WASHINGTON, BAC #1245028
16 HIGH DESERT STATE PRISON
P. O. BOX 650
17 INDIAN SPRINGS, NEVADA 89070

18 BY /s/ Janet Hayes
Secretary for the District Attorney's Office
19
20
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23
24
25
26
27

28 19F07694X/jh/GCU

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 Jarell Washington, Plaintiff(s)

CASE NO: A-22-856529-W

7 vs.

DEPT. NO. Department 10

8 State of Nevada, Defendant(s)
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 3/13/2023

15 dept 10 LC

dept10lc@clarkcountycourts.us

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

October 17, 2022

A-22-856529-W Jarell Washington, Plaintiff(s)
vs.
State of Nevada, Defendant(s)

October 17, 2022 8:30 AM All Pending Motions

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Charisse Ward

REPORTER:

PARTIES

PRESENT: Pandelis, Christopher P. Attorney
State of Nevada Defendant

JOURNAL ENTRIES

- PETITION FOR WRIT OF HABEAS CORPUS...PLAINTIFF/INMATE'S - MOTION TO WITHDRAW COUNSEL

Mr. Washington not present and in the Nevada Department of Corrections. Matter submitted on the pleadings. COURT ORDERED, As to PLAINTIFF/INMATE'S - MOTION TO WITHDRAW COUNSEL, GRANTED; As to PETITION FOR WRIT OF HABEAS CORPUS, DENIED. State to prepare Findings of Facts and Conclusions of Law, consistent with their Return.

Clerk's Note: A copy of these minutes mailed to Jarell Washington I.D. #1245028
HDSP P.O. 650 Indian Springs, NV, 89070 / tb

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 02, 2023

A-22-856529-W Jarell Washington, Plaintiff(s)
vs.
State of Nevada, Defendant(s)

March 02, 2023	9:00 AM	Motion For Reconsideration	Petitioner's Motion for Reconsideration, or Petitioner's Reply to : State's Response to Petitioners's Petition for Writ of Habeas Corpus (Post Conviction and Request for Evidentiary Hearing
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HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Kory Schlitz

RECORDER: Victoria Boyd

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Defendant not present and in custody in the Nevada Department of Corrections; Deputy District Attorney Nick Portz present on behalf of the State.

COURT ADVISED they have reviewed the Motion and the State's Opposition, and ORDERED, Motion for Reconsideration or Petitions Reply to: State's Response to Petitioner's Petition for Writ of Habeas Corpus (Post Conviction) and Request for Evidentiary Hearing DENIED; and DIRECTED the State to prepare an order consistent with their Opposition.

NDC

CLERK'S NOTE: A copy of this Minute Order has been mailed to: Jarell Washington #1245028, PO BOX 650, Indian Springs, Nevada 89070. (3-6-2023 ks)



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

JARRELL WASHINGTON #1245028
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: April 4, 2023
CASE: A-22-856529-W

RE CASE: JARRELL WASHINGTON vs. STATE OF NEVADA

NOTICE OF APPEAL FILED: April 3, 2023

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☐ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☐ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☒ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; ORDER DENYING DEFENDANT'S MOTION FOR RECONSIDERATION OR PETITIONER'S REPLY TO STATE'S RESPONSE TO PETITIONERS' PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) AND REQUEST FOR EVIDENTIARY HEARING; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

JARRELL WASHINGTON,

Plaintiff(s),

vs.

STATE OF NEVADA,

Defendant(s),


Case No: A-22-856529-W

Dept No: X

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 4 day of April 2023.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk