

IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed
Mar 20 2024 11:29 AM
Elizabeth A. Brown
Clerk of Supreme Court

MATTHEW TRAVIS HOUSTON,
Appellant(s),

vs.

CALVIN JOHNSON, WARDEN; AND
THE STATE OF NEVADA,
Respondent(s),

Case No: C-21-357927-1
Related Case A-22-853203-W
Docket No: 88275

RECORD ON APPEAL VOLUME 9

ATTORNEY FOR APPELLANT
MATTHEW TRAVIS JOHNSON # 1210652,
PROPER PERSON
P.O. BOX 650
INDIAN SPRINGS, NV 89070

ATTORNEY FOR RESPONDENT
STEVEN B. WOLFSON,
DISTRICT ATTORNEY
200 LEWIS AVE.
LAS VEGAS, NV 89155-2212

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2021 ks)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 29, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

November 29, 2021 8:30 AM Status Check

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

COURT CLERK: Madalyn Riggio

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Houston, Matthew	Defendant
	Jones, Jr., John T.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Goldstein requested a week continuance so he can have another opportunity to visit Deft.
COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 12/6/21 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 06, 2021

C-21-357927-1 State of Nevada
vs
Matthew Houston

December 06, 2021 8:30 AM Status Check

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

COURT CLERK: Michaela Tapia

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Houston, Matthew	Defendant
	Little, Bernard G.	Attorney
	Rhoades, Kristina A.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry, Deft. confirmed he no longer wished to withdraw his guilty plea. COURT ORDERED, Mr. Goldstein WITHDRAWN as counsel; Ben Little, Deputy Public Defender, CONFIRMED as counsel. Argument by the State. Argument by counsel. Victim Speaker SWORN and TESTIFIED to the Court. DEFT. HOUSTON ADJUDGED GUILTY of AGGRAVATED STALKING (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$250.00 Indigent Defense Civil Assessment fee, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MAXIMUM of NINETY-SIX (96) MONTHS and a MINIMUM of TWENTY-FOUR (24) MONTHS in the Nevada Department of Corrections (NDC), with NINETY-THREE (93) DAYS credit for time served. FURTHER, \$150.00 DNA Analysis fee WAIVED. BOND, if any, EXONERATED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 24, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

January 24, 2022 1:30 PM Motion to Dismiss

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Michaela Tapia

RECORDER: Deloris Scott

REPORTER:

PARTIES

PRESENT:	Goodman, Laura	Attorney
	Little, Benard H	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Deft. not present.

Court noted the motion submitted by Deft. was largely unintelligible. Based on the Court's understanding of Deft's motion, COURT ORDERED, motion GRANTED IN PART, DENIED IN PART; the Public Defender is DISMISSED; request to recuse Judge Jones is DENIED AS MOOT; request for money is DENIED. Mr. Little indicated he would send his file to Deft. with the exception of the phone calls.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 06, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

April 06, 2022 1:30 PM Motion

HEARD BY: Ellsworth, Carolyn **COURTROOM:** RJC Courtroom 05B

COURT CLERK: Haly Pannullo

RECORDER: Aimee Curameng

REPORTER:

PARTIES

PRESENT: Evans, Ronald James Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Defendant not present. COURT ORDERED, Motion OFF CALENDAR as this Court does not have jurisdiction.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 25, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

April 25, 2022 9:00 AM All Pending Motions

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK: Chris Harrington
Deriontae Green

RECORDER: Aimee Curameng

REPORTER:

PARTIES

PRESENT: Rhoades, Kristina A. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Court noted Defendant not present and in the Nevada Department of Corrections.

Colloquy regarding Transcripts given to Deft. COURT ORDERED, State to provide Transcripts to Deft. FURTHER COURT ORDERED,

As to Defendant's, Pro Se Emergency Motion for an Order to Suppress Hearing from December 6, 2021, DENIED;

As to Defendant's, Emergency Motion Requesting Hearing De Novo, and Release to Intensive Supervision, DENIED IN ADVANCE;

As to Defendant's, Emergency motion to Withdraw Plea, DENIED IN ADVANCE;

As to Defendant's, Pro- Se Person Motion for An Order to Appear By Phone Or Video and Notice of Motion, DENIED IN ADVANCE;

PRINT DATE: 03/20/2024

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Minutes Date: August 04, 2021

C-21-357927-1

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 09, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

May 09, 2022 9:00 AM All Pending Motions

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- DEFENDANT'S EMERGENCY MOTION TO WITHDRAW PLEA

DEFENDANT'S PRO SE MOTION FOR AN ORDER TO APPEAR BY PHONE OR VIDEO AND
NOTICE OF MOTION

MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN
THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE

EMERGENCY INTERPLEADINGS AND MOTION TO COMPEL IN RE January 3RD 2022

MOTION FOR ORDER TO SUPPRESS CRIMINAL COMPLAINT FILED April 26TH 2021

MOTION FOR ORDER TO SUPPRESS AND NOTICE OF DEMAND AS RESULT OF INCURRED
EMOTIONAL DISTRESS

COURT ORDERED, the May 23, 2022 Motion and Order for Transportation of Inmate for Court
Appearance or in the Alternative for Appearance by Telephone or Video Conference ADVANCED

PRINT DATE: 03/20/2024

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Minutes Date: August 04, 2021

and DENIED as MOOT as the hearings had already occurred.

COURT FURTHER ORDERED, the May 25, 2022 Motions: Emergency Interpleading and Motion to Compel in re January 3, 2022, Motion for Order to Suppress Criminal Complaint filed April 26, 2021, and Motion for Order to Suppress and Notice of Demand as Result of Incurred Emotional Distress ADVANCED and DENIED WITHOUT PREJUDICE as being unintelligible and unsensible.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 01, 2022**

C-21-357927-1 State of Nevada
vs
Matthew Houston

June 01, 2022 9:00 AM Motion

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Evans, Ronald James Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- COURT NOTED the direct appeal was already exhausted. Mr. Evans suggested to appoint counsel to determine if there were any legal basis. COURT ORDERED, counsel to be APPOINTED for the purposes of discussing the Habeas Corpus Petition. COURT FURTHER ORDERED, Defendant to be produced. COURT ADDITIONALLY ORDERED, Status Check SET regarding briefing schedule and status check. COURT NOTED Drew Christensen, Esq., would be contacted regarding the appointment of counsel. COURT ORDERED, Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference DENIED as MOOT. Additionally, the June 13, 2022 Motion to Strike, Motion for Production and June 15, 2022 Motion for Appointment and Renewed Motion to Withdraw Plea ADVANCED and DENIED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 06, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

July 06, 2022 9:00 AM All Pending Motions

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Barker, Julia A	Attorney
	Houston, Matthew	Defendant
	State of Nevada	Plaintiff

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 OBTAIN A COPY OF A SEALED RECORD

COURT ORDERED, Motion And Order For Transportation Of Inmate For Court Appearance Or In The Alternative For Appearance By Telephone Or Video Conference DENIED as a hearing was already scheduled for July 13th. COURT ORDERED, Motion To Obtain A Copy Of A Sealed Record GRANTED; COURT DIRECTED the Public Defender's office to send Defendant a copy of the Pre-Sentence Investigation Report (PSI) to Defendant.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 13, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

July 13, 2022 9:00 AM All Pending Motions

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Duecker, Alexis M.	Attorney
	Evans, Ronald James	Attorney
	Houston, Matthew	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- A853203 - EMERGENCY MOTION (S) AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR, IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONIC OR VIDEO CONFERENCE

A853203 - EMERGENCY MOTION TO SET ASIDE DISMISSAL IN CASE A-17-758861-C , AFFIDAVIT OF DUE DILIGENCE IN PRO PART, PER PART TO RENEWED COUNTERCLAIM ;AND COMPLAINT(S)

A853203 - PLAINTIFF'S - MOTION FOR APPOINTMENT OF COUNSEL, IN THE NAME OF PITARRO AND FUMO CHTD., MISS EMILY STRAND ESQ. TO INTERVENE AS STANDBY

C357927 - 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

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Minutes Date: August 04, 2021

C357927 - STATUS CHECK / BRIEFING SCHEDULE

Court explained to Defendant counsel had been appointed to Defendant. It understood he filed a Habeas Petition; however, the Court would prefer to allow his counsel to review the petition and supplement the petition for purposes of appeal. COURT ORDERED, Alexis Dueker, Esq., APPOINTED. Statement by Defendant regarding other cases and a death threat. COURT NOTED for the purposes of today all motion, with the exception of the Habeas Petition DENIED WITHOUT PREJUDICE. Ms. Dueker will speak with Defendant and this matter would be CONTINUED. COURT ORDERED, matter CONTINUED. COURT FURTHER NOTED at the continuance a briefing schedule would be set. If a supplement is to be filed, it should be filed forty-five (45) days from today. COURT DIRECTED the State to Prepare a Transport Order.

08/31/22 9:00 AM STATUS CHECK: BRIEFING SCHEDULE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 15, 2022

C-21-357927-1 State of Nevada
 vs
 Matthew Houston

August 15, 2022 9:15 AM Motion to Stay

HEARD BY: Lilly-Spells, Jasmin **COURTROOM:** RJC Courtroom 12D

COURT CLERK:
Alice Jacobson

RECORDER: Brittany Kanger-McGiffin

REPORTER:

PARTIES

PRESENT: Rhoades, Kristina A. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Deft and Defense counsel not present. COURT ORDERED, motion DENIED AS MOOT.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 31, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

August 31, 2022 9:00 AM Status Check

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT NOTED this matter should have been taken OFF CALENDAR as a briefing schedule had already been set.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 15, 2023

C-21-357927-1 State of Nevada
 vs
 Matthew Houston

November 15, 2023 9:00 AM Motion

HEARD BY: Schwartz, Jennifer **COURTROOM:** RJC Courtroom 03E

COURT CLERK: Carmen Berentsen

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Botelho, Agnes M Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Deft. and their counsel, Ms. Alexis Duecker, Esq., not present.

COURT ORDERED, all future dates RESET to 12/6/23.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 06, 2023

C-21-357927-1 State of Nevada
 vs
 Matthew Houston

December 06, 2023 9:00 AM Motion

HEARD BY: Schwartz, Jennifer **COURTROOM:** RJC Courtroom 03E

COURT CLERK: Carmen Berentsen

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Botelho, Agnes M	Attorney
	Houston, Matthew	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Charles Goodwin, Esq. provided a copy of Deft.'s file to Deft. on behalf of Ms. Alexis Duecker, Esq. COURT ORDERED, Motion GRANTED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

**Felony/Gross
Misdemeanor**

COURT MINUTES

January 19, 2024

C-21-357927-1

State of Nevada

vs

Matthew Houston

January 19, 2024

12:29 PM

Minute Order

HEARD BY: Schwartz, Jennifer

COURTROOM: RJC Courtroom 03E

COURT CLERK: Carmen Berentsen

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Pursuant to July 13, 2023 Order in A858580 and January 8, 2024 Order in A853203 all Motions to Modify Sentence or Motion to Correct Illegal Sentence or Motion to Establish Factual Innocence shall be taken off calendar.

Additionally, Defendant s Emergency Letter of Motion to the Honorable Jennifer Schwartz scheduled for January 29, 2024 shall be vacated as there is no legal cause, basis, authority or jurisdiction for this Court to grant or order Mr. Houston s parole/release.

CLERK'S NOTE: A copy of this Minute Order was mailed to Defendant Matthew Houston at #1210652, HDSP, P.O. Box 650, Indian Springs, NV, 89070. //cb 1/19/24

Certification of Copy and Transmittal of Record

State of Nevada }
County of Clark } SS:

Pursuant to the Supreme Court order dated March 18, 2024, I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, do hereby certify that the foregoing is a true, full and correct copy of the complete trial court record for the case referenced below. The record comprises nine volumes with pages numbered 1 through 1874.

STATE OF NEVADA,

Plaintiff(s),

vs.

MATTHEW HOUSTON, aka, MATTHEW
TRAVIS HOUSTON,

Defendant(s),

Case No: C-21-357927-1

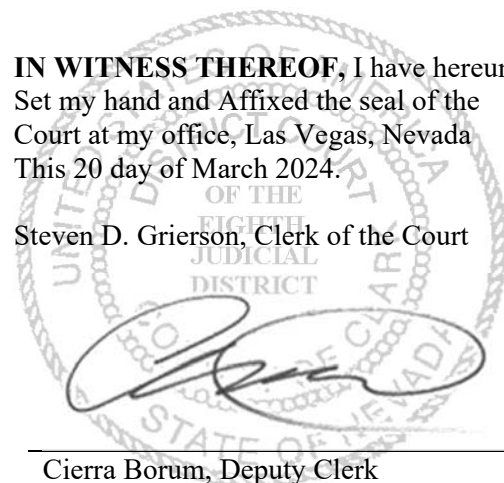
Related Case A-22-853203-W

Dept. No: XVII

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 20 day of March 2024.

Steven D. Grierson, Clerk of the Court



Cierra Borum, Deputy Clerk