

Elizabeth A. Brown
CLERK OF THE COURT

1 Bryan p Benham 60575
2 po Box 650 HDSP
3 Indian Springs, NEV 89070
4

5 EIGHTH JUDICIAL DISTRICT COURT
6 CLARK COUNTY, NEVADA
7

Electronically Filed
Jun 10 2021 09:34 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

8 Bryan p Benham
9 plaintiff
10 vs

case no A-20-823142-C
Dept NO XXX11
NOTICE OF APPEAL

11 STATE OF NEVADA ex rel
12 defendants
13

14 please take notice that the undersigned in the above action
15 gives his notice of Appeal of order given on 05/11/2021
16 dismissing? complaint or Granting defendants motion for
17 summary judgment.
18

19 Dated This 11th day of May 2021

20 *[Signature]*

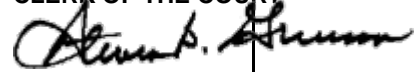
21 Bryan p Benham 60575
22 po Box 650 HDSP

23 Indian Springs, NEV 89070
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27
28

RECEIVED

MAY 17 2021

CLERK OF THE COURT



1 ASTA

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5
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**

9 BRYAN BONHAM,

10 Plaintiff(s),

11 vs.

12
13 STATE OF NEVADA; NEVADA DEPT OF
14 CORRECTIONS; CHARLES DANIELS; T.
GARRETT; C. POTTER,

15 Defendant(s),

Case No: A-20-823142-C

Dept No: XXIX

16
17
18 **CASE APPEAL STATEMENT**

19 1. Appellant(s): Bryan Bonham

20 2. Judge: David M. Jones

21 3. Appellant(s): Bryan Bonham

22 Counsel:

23 Bryan Bonham #60575
24 P.O. Box 650
25 Indian Springs, NV 89070

26 4. Respondent (s): State of Nevada; Nevada Dept of Corrections; Charles Daniels; T. Garrett; C.
27 Potter

28 Counsel:

Aaron D. Ford, Attorney General
555 E. Washington Ave., Ste. 3900
Las Vegas, NV 89101-1068

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

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

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

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

8. Appellant Granted Leave to Proceed in Forma Pauperis**: Yes, October 20, 2020
***Expires 1 year from date filed*
Appellant Filed Application to Proceed in Forma Pauperis: Yes,
Date Application(s) filed: December 8, 2020

9. Date Commenced in District Court: October 15, 2020

10. Brief Description of the Nature of the Action: Unknown

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 82800

12. Child Custody or Visitation: N/A

13. Possibility of Settlement: Unknown

Dated This 8 day of June 2021.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

Amanda Hampton, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Bryan Bonham

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. A-20-823142-C**

Bryan Bonham, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

§
§
§
§
§
§

Location: **Department 29**
 Judicial Officer: **Jones, David M**
 Filed on: **10/15/2020**
 Case Number History:
 Cross-Reference Case **A823142**
 Number:
 Supreme Court No.: **82800**

CASE INFORMATIONCase Type: **Other Civil Matters**

Case
Status: **10/15/2020 Open**


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


Case Number A-20-823142-C
 Court Department 29
 Date Assigned 01/04/2021
 Judicial Officer Jones, David M


PARTY INFORMATION**Plaintiff Bonham, Bryan****Pro Se**


Defendant Daniels, Charles
Garrett, T
Nevada Department of Corrections
Nevada State of
Potter, C


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

10/15/2020  Inmate Filed - Complaint With Jury Demand
Civil Rights Complaint

10/15/2020  Application to Proceed in Forma Pauperis
Application to Proceed in forma Pauperis









10/15/2020  Summons Electronically Issued - Service Pending
Summons

10/15/2020  Summons Electronically Issued - Service Pending
Summons

10/15/2020  Summons Electronically Issued - Service Pending
Summons

CASE SUMMARY

CASE NO. A-20-823142-C

10/15/2020	 Summons Electronically Issued - Service Pending <i>Summons</i>
10/15/2020	 Summons Electronically Issued - Service Pending <i>Summons</i>
10/20/2020	 Order to Proceed In Forma Pauperis <i>Order to Proceed in Forma Pauperis</i>
11/19/2020	 Motion Filed By: Plaintiff Bonham, Bryan <i>Plaintiffs Motion to Request and Extension of Time to Serve Defendants or in Alternative Request for Order to Proceed in Forma Pauperis</i>
11/19/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
11/19/2020	 Notice of Motion Filed By: Plaintiff Bonham, Bryan <i>Notice of Motion</i>
12/08/2020	 Application to Proceed in Forma Pauperis <i>Judicial Notice & Request for Order to Proceed IFP</i>
12/22/2020	 Memorandum Filed By: Plaintiff Bonham, Bryan <i>Memorandum in Support of Plaintiff's 42 U.S. C. 1983 Civil Rights Complaint</i>
01/04/2021	Case Reassigned to Department 29 <i>Judicial Reassignment to Judge David M. Jones</i>
01/04/2021	 Notice of Change of Hearing <i>Notice of Change of Hearing</i>
01/07/2021	 Motion for Preliminary Injunction Filed By: Plaintiff Bonham, Bryan <i>Plaintiff's Motion for Preliminary Injunction & Protective Order and Brief in Support</i>
01/07/2021	 Notice of Motion Filed By: Plaintiff Bonham, Bryan <i>Notice of Motion</i>
01/07/2021	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
01/13/2021	 Declaration <i>Declaration of Service</i>
02/04/2021	 Motion Filed By: Plaintiff Bonham, Bryan <i>Motion for in Camera Submission (1)</i>
02/04/2021	 Motion

CASE SUMMARY

CASE NO. A-20-823142-C

Filed By: Plaintiff Bonham, Bryan
Motion for in Camera Submissin (2)

02/04/2021



Motion

Filed By: Plaintiff Bonham, Bryan
Motion for in Camera Submission (3)

02/09/2021



Motion for Order Extending Time

Filed by: Defendant Nevada State of; Defendant Nevada Department of Corrections; Defendant Daniels, Charles; Defendant Garrett, T; Defendant Potter, C
Defendants' Motion for an Extension to File an Answer or Responsive Pleading

02/09/2021



Clerk's Notice of Hearing

Notice of Hearing

03/04/2021



Response

Filed by: Plaintiff Bonham, Bryan
Plaintiffs Response to Defendant Request for Extension of Time to File an Answer or Responsive Pleading ; Motion for Default for Plaintiff

03/04/2021



Clerk's Notice of Hearing

Notice of Hearing

03/30/2021



Ex Parte Motion

Filed By: Plaintiff Bonham, Bryan
Ex Parte Motion for Appointment of Counsel and Request for an Evidentiary Hearing

04/05/2021



Motion to Dismiss

Filed By: Defendant Nevada State of; Defendant Nevada Department of Corrections; Defendant Daniels, Charles; Defendant Garrett, T; Defendant Potter, C
Defendants' Motion to Dismiss or in the Alternative Motion for Summary Judgment

04/06/2021



Clerk's Notice of Hearing

Notice of Hearing

04/07/2021



Certificate of Service

Certificate of Service of Notice of Hearing

04/08/2021



Decision and Order

Filed By: Defendant Nevada State of; Defendant Nevada Department of Corrections; Defendant Daniels, Charles; Defendant Garrett, T; Defendant Potter, C
Decision and Order

04/13/2021



Opposition to Motion

Filed By: Defendant Nevada State of; Defendant Nevada Department of Corrections; Defendant Daniels, Charles; Defendant Garrett, T; Defendant Potter, C
Defendants' Opposition to Plaintiff's Motion for the Appointment of Counsel

04/14/2021



Notice of Entry of Decision and Order

Notice of Entry of Decision and Order

04/16/2021



Notice of Appeal

Filed By: Plaintiff Bonham, Bryan
Notice of Appeal

CASE SUMMARY



CASE NO. A-20-823142-C

04/19/2021	 Case Appeal Statement Filed By: Plaintiff Bonham, Bryan <i>Case Appeal Statement</i>
05/12/2021	 Response Filed by: Plaintiff Bonham, Bryan <i>Plaintiff's Response to Defendants Motion to Dismiss or in the Alternative Motion for Summary Judgment</i>
05/27/2021	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed</i>
06/03/2021	 Motion Filed By: Plaintiff Bonham, Bryan <i>Motion to Withdraw or to Move Case to US Dist Court</i>
06/03/2021	 Notice of Motion Filed By: Plaintiff Bonham, Bryan <i>Notice of Motion</i>
06/03/2021	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
06/03/2021	 Notice of Appeal Filed By: Plaintiff Bonham, Bryan <i>Notice of Appeal</i>
06/08/2021	 Case Appeal Statement Filed By: Plaintiff Bonham, Bryan <i>Case Appeal Statement</i>

DISPOSITIONS

05/27/2021	<p>Clerk's Certificate (Judicial Officer: Jones, David M) Debtors: Bryan Bonham (Plaintiff) Creditors: Nevada State of (Defendant), Nevada Department of Corrections (Defendant), Charles Daniels (Defendant), T Garrett (Defendant), C Potter (Defendant) Judgment: 05/27/2021, Docketed: 05/27/2021 Comment: Supreme Court No. 82800 " Appeal Dismissed"</p>
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HEARINGS

01/20/2021	<p> Motion (3:00 AM) (Judicial Officer: Jones, David M) <i>Plaintiffs Motion to Request and Extension of Time to Serve Defendants or in Alternative Request for Order to Proceed in Forma Pauperis</i> Motion Granted; Journal Entry Details: <i>No parties present. The Request to Extend time not being appropriate, COURT ORDERED, Motion to Reuquest and Extension of Time to Serve Defendants DENIED; request to proceed in forma pauperis GRANTED. Movant to prepare the order. CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt;</i></p>
02/09/2021	<p> Motion for Preliminary Injunction (9:00 AM) (Judicial Officer: Jones, David M) <i>Plaintiff's Motion for Preliminary Injunction & Protective Order and Brief in Support</i> Motion Denied; Journal Entry Details:</p>

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-20-823142-C

	<i>No parties present. COURT FINDS, the motion being incorrect and not sent to the proper authorities, and ORDERED, motion DENIED.;</i>
03/17/2021	 Motion (3:00 AM) (Judicial Officer: Jones, David M) <i>Defendants' Motion for an Extension to File an Answer or Responsive Pleading</i> Motion Granted; Journal Entry Details: <i>Having reviewed the motion and the opposition, and based on the grounds set forth by the State of Nevada, COURT ORDERED, motion GRANTED. State to prepare the order.</i> <i>CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt;</i>
04/06/2021	 Motion (9:00 AM) (Judicial Officer: Barker, David) <i>Plaintiffs Response to Defendant Request for Extension of Time to File an Answer or Responsive Pleading ; Motion for Default for Plaintiff</i> Matter Heard; Journal Entry Details: <i>No parties present. COURT FINDS, having reviewed the register of action in Odyssey, the Motion to Dismiss was filed but never set for hearing and ORDERED, matter SET for hearing.</i> <i>5/11/21 9:00 AM MOTION TO DISMISS CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt;</i>
05/11/2021	Motion to Dismiss (9:00 AM) (Judicial Officer: Jones, David M) <i>Defendants' Motion to Dismiss or in the Alternative Motion for Summary Judgment</i>
07/08/2021	Motion (9:00 AM) (Judicial Officer: Jones, David M) <i>Plaintiff's Motion to Withdraw or to Move Case to US Dist Court</i>
DATE	FINANCIAL INFORMATION

Plaintiff Bonham, Bryan
 Total Charges
 Total Payments and Credits
Balance Due as of 6/8/2021

270.00
 270.00
0.00

DISTRICT COURT CIVIL COVER SHEET

CASE NO: A-20-823142-C
Department 32

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):

Defendant(s) (name/address/phone):

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	Torts
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 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	Judicial Review/Appeal
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 <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	Other Civil Filing
Civil Writ <input 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 <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input checked="" type="checkbox"/> Other Civil Matters

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

10/13/20
Date

Prepared by the Clerk

Signature of initiating party or representative

See other side for family-related case filings

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Matters

COURT MINUTES

January 20, 2021

A-20-823142-C Bryan Bonham, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

January 20, 2021 3:00 AM Motion

HEARD BY: Jones, David M **COURTROOM:** Chambers

COURT CLERK: Michaela Tapia

RECORDER: Melissa Delgado-Murphy

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- No parties present.

The Request to Extend time not being appropriate, COURT ORDERED, Motion to Reuquest and Extension of Time to Serve Defendants DENIED; request to proceed in forma pauperis GRANTED. Movant to prepare the order.

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Matters

COURT MINUTES

February 09, 2021

A-20-823142-C Bryan Bonham, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

**February 09, 2021 9:00 AM Motion for Preliminary
Injunction**

HEARD BY: Jones, David M

COURTROOM: RJC Courtroom 15A

COURT CLERK: Michaela Tapia

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- No parties present.

COURT FINDS, the motion being incorrect and not sent to the proper authorities, and ORDERED,
motion DENIED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Matters

COURT MINUTES

March 17, 2021

A-20-823142-C Bryan Bonham, Plaintiff(s)
vs.
Nevada State of, Defendant(s)

March 17, 2021 3:00 AM Motion

HEARD BY: Jones, David M **COURTROOM:** Chambers

COURT CLERK: Michaela Tapia

RECORDER: Melissa Delgado-Murphy

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Having reviewed the motion and the opposition, and based on the grounds set forth by the State of Nevada, COURT ORDERED, motion GRANTED. State to prepare the order.

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Matters

COURT MINUTES

April 06, 2021

A-20-823142-C	Bryan Bonham, Plaintiff(s) vs. Nevada State of, Defendant(s)
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April 06, 2021 9:00 AM Motion

HEARD BY: Barker, David

COURTROOM: RJC Courtroom 15A

COURT CLERK: Michaela Tapia

RECORDER: Melissa Delgado-Murphy

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- No parties present.

COURT FINDS, having reviewed the register of action in Odyssey, the Motion to Dismiss was filed but never set for hearing and ORDERED, matter SET for hearing.

5/11/21 9:00 AM MOTION TO DISMISS

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt



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

BRYAN BONHAM #60575
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: June 8, 2021
CASE: A-20-823142-C

RE CASE: BRYAN BONHAM vs. STATE OF NEVADA; NEVADA DEPT OF CORRECTIONS; CHARLES DANIELS; T. GARRETT; C. POTTER

NOTICE OF APPEAL FILED: June 3, 2021

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; DISTRICT COURT MINUTES; NOTICE OF
DEFICIENCY

BRYAN BONHAM,

Plaintiff(s),

vs.

STATE OF NEVADA; NEVADA DEPT OF
CORRECTIONS; CHARLES DANIELS; T.
GARRETT; C. POTTER,

Defendant(s),


Case No: A-20-823142-C

Dept No: XXIX

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 8 day of June 2021.

Steven D. Grierson, Clerk of the Court


Amanda Hampton, Deputy Clerk



**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

June 8, 2021

Elizabeth A. Brown
Clerk of the Court
201 South Carson Street, Suite 201
Carson City, Nevada 89701-4702

RE: BRYAN BONHAM vs. STATE OF NEVADA; NEVADA DEPT OF CORRECTIONS; CHARLES DANIELS; T. GARRETT; C. POTTER
D.C. CASE: A-20-823142-C

Dear Ms. Brown:

Please find enclosed a Notice of Appeal packet, filed June 3, 2021. Due to extenuating circumstances minutes from the date(s) listed below have not been included:

May 11, 2021

We do not currently have a time frame for when these minutes will be available.

If you have any questions regarding this matter, please contact me at (702) 671-0512.

Sincerely,
STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink, appearing to read "A Hampton", written over a horizontal line.

Amanda Hampton, Deputy Clerk