

SUPREME COURT OF NEVADA

Jones v. Eighth Jud. Dist. Ct.

2014 NV 53 (2014) · No. 63303 · Decided July 3, 2014

SUMMARY

The Supreme Court of Nevada considered Darryl L. Jones's proper-person petition for writs of mandamus and prohibition concerning a pre-filing injunction imposed by the district court. The court granted the petition and issued a writ of mandamus.

CASE DETAILS

COURT	Supreme Court of Nevada
WRITING FOR THE COURT	Justice Douglas; Justice Hardesty; Justice Cherry
JURISDICTION	Nevada
DECIDED	July 3, 2014
DOCKET	63303
DISPOSITION	writ_granted
PROCEDURAL POSTURE	Original criminal proceeding in which Darryl L. Jones, appearing in proper person, petitioned for a writ of mandamus or prohibition challenging a prefiling injunction imposed by the Eighth Judicial District Court.
PRECEDENTIAL VALUE	Published
PARTIES	Darryl L. Jones v. The State of Nevada, Douglas Smith, The Eighth Judicial District Court of the State of Nevada, in and for the County of Clark

TOPICS

[criminal procedure](#) [appellate procedure](#) [writ of certiorari](#)

PRACTICE AREAS

[criminal procedure](#) [appellate procedure](#) [extraordinary writs](#)

QUESTIONS PRESENTED

1. Whether the Nevada Supreme Court should grant Jones's petition for a writ of mandamus or prohibition concerning the prefiling injunction imposed by the Eighth Judicial District Court.

FACTUAL BACKGROUND

The Eighth Judicial District Court imposed a prefiling injunction against Darryl L. Jones. Jones challenged that injunction by petitioning the Nevada Supreme Court for extraordinary relief. The Supreme Court granted the petition and issued a writ of mandamus, but the supplied docket text does not include the court's factual findings or legal analysis.

PROCEDURAL HISTORY

Jones filed a proper-person petition for a writ of mandamus or prohibition in the Nevada Supreme Court on June 3, 2013. The Supreme Court ordered the State to answer and to provide the district court order imposing the prefiling injunction, related hearing transcripts, and other pertinent documents. After the State answered and Jones filed a reply, the Supreme Court granted the petition and issued a writ of mandamus on July 3, 2014.

DISPOSITION

writ_granted

OPINION

PER CURIAM.

63303: Case View The Supreme Court of Nevada Appellate Case Management System C-Track, the browser based CMS for Appellate Courts Case Search Participant Search Cases Case Search Participant Search Disclaimer: The information and documents available here should not be relied upon as an official record of action. Only filed documents can be viewed. Some documents received in a case may not be available for viewing. Some documents originating from a lower court, including records and appendices, may not be available for viewing. For official records, please contact the Clerk of the Supreme Court of Nevada at (775) 684-1600.

Case Information: 63303 Short Caption: JONES (DARRYL) VS. DIST. CT. (STATE) Classification: Original Proceeding - Criminal - Proper Person Writ Petition Related Case(s): 54831, 55508, 58014, 58052, 59206, 61437, 63240 Lower Court Case(s): Clark Co. - Eighth Judicial District - C251297 Case Status: Notice in Lieu of Remittitur Issued/Case Closed Disqualifications: Panel Assigned: Panel Replacement: To SP/Judge: SP Status: Oral Argument: Oral Argument Location: Submission Date: How Submitted: + Party Information Role Party Name Represented By Petitioner Darryl L. Jones In Proper Person Real Party in Interest The State of Nevada Catherine Cortez Masto (Attorney General/Carson City) Steven S. Owens (Clark County District Attorney) Respondent Douglas Smith Respondent The Eighth

Judicial District Court of the State of Nevada, in and for the County of Clark 14-21714: This document is currently unavailable.

If you need a copy of this document, please contact Clerk's Office at (775)684-1600. Docket Entries DateTypeDescriptionPending?Document 06/03/2013Filing FeeFiling Fee Waived. Criminal. 06/03/2013Petition/WritFiled Proper Person Petition for Writ of Mandamus/Prohibition.13-16128 08/30/2013Order/ProceduralFiled Order Directing Answer.

The State, the real party in interest, shall have 30 days from the date of this order to file an answer. Further, we order the State to provide this court with a copy of the district court's order imposing the pre-filing injunction, copies of the transcripts of any hearings relating to the imposition of the pre-filing injunction or application of the injunction, and any other pertinent documents filed in the district court relating to the pre-filing injunction.13-25725 09/09/2013Transcript RequestFiled Request for Transcript of Proceedings.

Transcripts requested: 5/02/11, 5/11/13, 6/13/11, 7/11/11. To Court Reporter: Jill Jacoby.13-26564 09/18/2013TranscriptFiled Notice from Court Reporter. Jill Jacoby stating that the requested transcripts were delivered. Dates of transcripts: 5/02/11, 5/11/13, 6/13/11, 7/11/11.13-27626 09/24/2013Petition/WritFiled Answer to Petition for Writ of Mandamus.13-28540 09/24/2013AppendixFiled Respondent's Appendix.13-28541 10/31/2013Petition/WritReceived Proper Person Reply to Answer to Petition for Writ of Mandamus.

11/05/2013Notice/IncomingReceived Proper Person Notice of Memorandum and Points of Authorities, Arguments in Support of Reply to Answer Petition for Writ of Mandamus to Include 1st amend. US Const. "Vexatious Litigant." 07/03/2014Opinion/DispositionalFiled Authored Opinion. "Petition granted."

Before Hardesty/Douglas/Cherry. Author: Douglas, J. Majority: Hardesty/Douglas/Cherry. 130 Nev. Adv. Opn. No. 53. SNP1414-21714 07/03/2014WritIssued Writ. Certified copy of writ and Opinion mailed to Hon. Douglas Smith, District Judge, by this office.14-21765 07/03/2014WritFiled Writ of Mandamus. Served on Hon. Douglas Smith, District Judge, by mail from this office on this day.14-21768 07/28/2014RemittiturIssued Notice in Lieu of Remittitur14-24508 07/28/2014Case Status UpdateNotice in Lieu of Remittitur Issued/Case Closed