

HOW TO APPEAL A CRIMINAL CASE

New River Township Justice Court

PLEASE TAKE NOTE that the defendant may not appeal a case where the defendant entered a voluntary guilty or nolo contendere plea.

Time Limits to file Appeal paperwork with the Justice Court: 10 days from the date of sentence

If you have a public defender and wish to proceed with the appeal in pro per or with retained counsel, you cannot file your appeal paperwork until your public defender withdraws from your case.

NOTE: Please be advised that failure to file your appeal within the deadline may result in the dismissal of your appeal. Subsequently, failure to miss any of the other deadlines, may result in the dismissal of your appeal.

Filing Fees:

- \$50 filing fee for the Justice Court.
- Cost Bond: -the amount you were sentenced to pay in fines and/or restitution
- \$100 transcript deposit (this can be rolled into the same check as the filing fee)
- \$134 filing fee for the Tenth Judicial District Court (this MUST be a separate money order)

NOTE: Please be advised that for the TRANSCRIPT DEPOSIT FEE, if the final bill for the transcript comes to more than the \$100, you will be responsible to pay the difference.

ALSO NOTE: That if you are unable to pay these fees, you must get a waiver form from the Justice Court and the District Court. Whether the fees are waived or not is at the discretion of the Judge.

STEP ONE:

Attached, you will find all the documents you will need to fill out and file with the Justice Court within the above time limit. All documents attached must be filled out entirely and brought to Justice Court, along with the above fees or the application for waiver (please ask the court clerk for this application).

If you need an explanation of any of the documents, please ask the court clerk. If you need help filling out any of the document, please consult an attorney.

STEP TWO:

After receiving and filing all the attached documents, the Justice Court clerk will then prepare and send your case to the District Court and order the transcript. Keep in contact with the Justice Court to confirm when your case was sent to the District Court.

After completing these steps, stay in contact with the District Court to confirm if there is anything else you need to file.

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(Name)

(Mailing Address)

(City, State, Zip)

(Telephone Number)

(Email Address)

Defendant : In Pro Person by and through attorney _____

**JUSTICE COURT, TOWNSHIP OF NEW RIVER
CHURCHILL COUNTY, NEVADA**

<p>_____ Appellant (s)</p> <p>Vs.</p> <p>_____ Respondent (s)</p>	<p>Case No.:</p> <p>Dept. No:</p>
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NOTICE OF APPEAL TO THE TENTH JUDICIAL DISTRICT COURT

TO: CHURCHILL COUNTY DISTRICT ATTORNEY'S OFFICE

Comes now, the above name Appellant, in proper person by and through their attorney _____, does hereby appeal from each and every part of the sentence entered into the Justice Court on the _____ day of _____, 20____, to the Tenth Judicial District Court.

The basis for this Appeal is: (please state briefly your reasoning for the appeal)

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ACKNOWLEDGMENT

I acknowledge that I may be required to post an appeal bond and to pay all filing fees and costs of appeal, including the expense of a transcript of the hearing this appeal will be filed and considered by the District Court. I further acknowledge that if the appeal is dismissed or the judgment is affirmed, I may be subject to reimbursing the other party for court costs and other expenses or damages as determined by the District Court and as allowed by law.

DATE: _____

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

(Signature of Appellant)

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(Name)

(Mailing Address)

(City, State, Zip)

(Telephone Number)

(Email Address)

Defendant : In Pro Person by and through attorney _____

**JUSTICE COURT, TOWNSHIP OF NEW RIVER
CHURCHILL COUNTY, NEVADA**

Appellant (s)

Vs.

Respondent (s)

Case No.:

Dept. No:

STATEMENT OF EVIDENCE OR PROCEEDINGS

Pursuant to JCRCF 47(c), Appellant _____ hereby submits
a statement of the evidence or proceedings before the lower Court as follows *(briefly state what
happened at your hearing, particularly those issues that relate to your appeal):*

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DATE: _____

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

(Signature of Appellant)

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(Name)

(Mailing Address)

(City, State, Zip)

(Telephone Number)

(Email Address)

Defendant : In Pro Person by and through attorney _____

**JUSTICE COURT, TOWNSHIP OF NEW RIVER
CHURCHILL COUNTY, NEVADA**

Appellant (s)

Vs.

Respondent (s)

Case No.:

Dept. No:

NOTICE OF POSTING AND ACCEPTANCE OF SUPERSEDES/COST BOND ON APPEAL

WHEREAS, a sentence was entered in the above-captioned case on the _____ day of _____, 20_____, in the sum of \$ _____, plus sentence requirements of _____

and a Notice of Appeal to District Court was filed on the _____ day of _____, 20_____, with appropriate fees or waivers,

NOW THEREFORE, Appellant _____ posts his/her Supersedes/Cost Bond in the amount of \$ _____, pursuant to JCRCP 100(a).

DATE: _____

I declare, under penalty of perjury under the law of the State of Nevada, that the foregoing is true and correct.

(Signature of Appellant)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on _____ (date document was mailed)
I served the foregoing, pursuant to JCRC 5(b), by depositing a copy of the same in the United State
Mail, postage prepaid, to the address(es) listed below:

_____	_____
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DATE: _____

I declare under penalty of perjury under the law of the
State of Nevada that the foregoing is true and correct.

(Signature)

(Print name)