

Office of the Attorney General
McCarran Center - State of Nevada Campus
1 State of Nevada Way, Suite 100
Las Vegas, NV 89119

September 18, 2024

Greg Dankowski
2350 Dyer Court
Pahrump, NV 89048

This letter acts as an official complaint and request for an investigation surrounding case number Case No.: 24CR00039 from the Pahrump Judicial Court.

I have been charged with multiple criminal violations and the complaint is attached for reference.

On January 2, 2024, I was approached at my home located at 2350 Dyer Court by Nye County Sheriff Deputies at my front door. They asked me about the incident without providing a date and inquired as to whether I owned a Toyota Rav4. I confirmed I owned such a vehicle. I stated I knew nothing about what they were saying, I was not interested in looking at a video basically not wishing to engage further and went back into my house.

Nye County Deputies entered my home without a warrant and without my permission. It is obvious that there is no evidence other than that I owned a car similar to an 11 second video of someone throwing things into the street. To this date the DA has not provided either my previous attorney or myself with this exculpatory evidence and I was further denied the ability to record the playback myself.

I was not asked where I was on that day in question January 1, 2024, where the vehicle was, or whether it was in my possession.

I was held at the Nye County Detention Center for approximately 6 hours. I did not see the magistrate and was later released.

During the time I was at the detention center I was denied my pain medications. I did receive minimal medical observation of my vitals however my nurse was not permitted to monitor or check on my status or dispense required medications.

I am disabled and hold a State of Nevada Expedited Service Permit and a U.S. Department of Labor Benefits Card as well due to disabilities being work-related injuries. The main two issues are Silicosis and Cancer. These injuries most importantly prevent me from receiving adequate oxygen which causes several issues to include my ability to understand and remember things. Additionally, I am constantly in a state of intense pain and take hydrocodone level 10 multiple

time a day to maintain some level of comfort. I am aware that this can at times prevent me from performing certain functions and have a care giver with me 16 hours a day.

The significantly sad part is that nobody at the Pahrump Justice Court clerk's office even knew what the card entitled me to. It not surprising as they have shown their disdain and complete lack of knowledge and worse lack of following the laws as it pertains to disabled persons like yelling at one of my caregivers who was helping me explain things as I have difficulties speaking at times due to my disabilities.

I hired a private attorney Robert M. Draskovich Bar number 6275. This attorney has not presented himself before the court. He has never discussed this case, reviewed the evidence and every attempt to get him to do his job as my advocate has fallen on deaf ears.

During the preliminary hearing held in the court room with Judge Kirk Vitto. My attorney Draskovich was not present. Someone who purported to be a public defender stepped in to handle the hearing. I never approved this, I never signed any documents approving this that I can remember, nor was this communicated to me by my attorney. Additionally, attorneys present themselves remotely via ZOOM all the time and this was not the case here for some reason. The attorney took my money yet provided no actual representation.

I did not want to plea to this matter in any way. I was not permitted to leave but was held inside the conference room of the courtroom for over 1.5 hours. During this time the Public Defender, DA, and others continued to insist that I plead No Contest to these charges so "this matter can be dropped". Additionally, I had to plug in my oxygen concentrator so that I could at least receive basic oxygen levels in my system. I stated clearly on the record that I was confused and didn't really know what was going on.

I was in pain, confused and disheveled. Due to my health issues, I know that long extended legal battles take away the valuable time left of my life. I pleaded however stated on the record I did not understand or know what was happening.

I have ordered a transcript of the hearing. A reminder to the Court that as a holder of the State of Nevada Expedited Service Permit all services provided to me are to be of an expedited processing. My transcripts are priority not your stated 30-day time window. It is obvious based upon this act and previous acts by the Clerks, Judges and Bailiffs that there needs to be significant training as to how they operate and assist those with disabilities and defense of the Constitution.

As you can imagine I was not quite sure of what was happening, had not been able to take my medications, had not eaten and was having difficulties getting enough oxygen. Not being adequately represented I felt coerced into pleading.

I never approved a substitution of counsel. I was under duress due to my lack of understanding and confusion about this matter. I am dying...that is a fact. There is no cure for what I have and going through a long legal battle to prove my innocence even though it's the DA responsibility to

prove my guilt was the road I was required to travel. I stated clearly on the record I did not know what was going on. I was never offered any assistance or advocate to assist me, nor was my counsel of record present.

I chose then to follow proper procedures and attempted to work with my counsel to reverse all this as I did not even have my vehicle when this supposedly happened. My counsel refused to do any further work on this case, and I had to insist that he remove himself from the case so that I could take further action on my case as is my right.

I took the following actions:

Recusal Affidavit as it pertains to Judge Kirk Vitto

Withdraw of plea prior to sentencing (Denied by Judge Sullivan)

Motion to Dismiss (Denied by Judge Sullivan)

After my successful Affidavit of Recusal as it pertains to Judge Kirk Vitto I appeared before Judge Michelle Fiore, whereby she required my attorney to be present.

My attorney did not appear and again the same attorney from the public defender program stated she spoke with my counsel and no nefarious actions had occurred as she represented to the court. I was not included in this discussion.

The case was scheduled for a hearing on the motions. After that time Judge Michelle Fiore was charged with Federal Charges and was removed from the bench pending the outcome of her trial prior to that hearing.

My plea was coerced. There is no other way to look at this.

When I appeared before Judge Sullivan, I was asked why I wished to withdraw my plea. I stated my disabilities and that I was not properly represented. I stated that I was confused, I have difficulties getting adequate air supply which results in my abilities to speak, articulate, remember and advocate.

The judge ruled that I could not withdraw my plea and scheduled a sentencing date in November. Before this the Judge went into a discussion for several minute as to how great Judge Vitto is and what appeared to be a disparagement as to my affidavit of recusal of Judge Vitto. How the judge is a good judge and that he knows him personally etc. At that point the judge may have crossed the line and needed to recuse himself. He however did not it appears he wanted to lecture me on my exercising my rights. When I stated that I needed someone to come and speak as it is difficult at times to articulate, the Judge stated no accommodation would be permitted.

The DA present also stated that I need to be careful, that I am perjuring myself by stating previously that I understood the charges and made a plea. I did not and he basically is attempting to punish me for standing up for my rights and proving my factual innocence.

This is not surprising however as it is well know that Pahrump retaliates against anyone exercising their rights. Even when I went to file the documents with the court the Clerks attempted to tell me that this Affidavit and subsequent motions was not how its done.

It is improper for a DA to threaten a defendant when they are exercising their rights. Additionally, this DA was not present and was not aware of the circumstances when the plea was entered. This is not an isolated incident in these types of cases.

I am aware of my rights. My Civil Case involving the same actors District Court Case CV24-0161 and Justise Court Case 24PO00013 is having a Writ filed with the State of Nevada Supreme Court. I know that filing a Writ and of course an appeal when this is all completed will result in an overturning of any ruling. Do we really have to go through all this continued violations of my rights?

If so, let this be an official statement to all parties. Each and every recording, document, statement, notes and the like must be preserved. These documents will be used in the upcoming case that I will be filing in both Federal and State Court as it pertains to this egregious acts against me and my rights.

As someone who served my country working at the Test Sites I never thought I would be sitting here defending my rights that have been so trampled upon by the same Country in which I served to include giving away my health in later years. This is a shame and travesty. I, however, know that in the end I will prevail.

I certainly hope that appropriate people step in to stop this travesty of justice. I know however that I will not back down and will continue this fight no matter where it ends.

All documents pertaining to this case can be found under the following link.

<https://thenevadarepublic.com/gregdankowski>

Cordially,

A handwritten signature in black ink that reads "Gregory A. Dankowski". The signature is written in a cursive, flowing style.

Greg Dankowski

cc:

List attached