

IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

SEP 14 2015

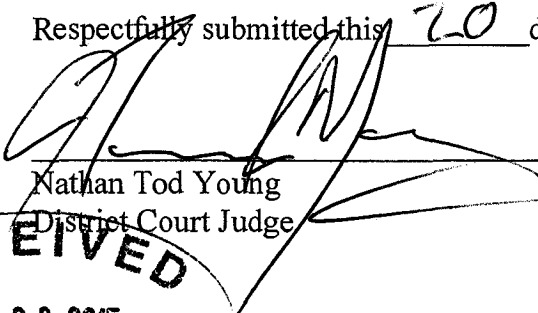
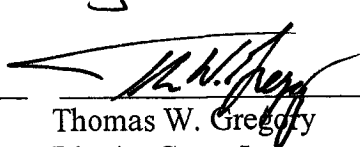
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY Angela
CHIEF DEPUTY CLERKIN THE MATTER OF THE AMENDMENT)
OF THE RULES OF PRACTICE FOR THE)
NINTH JUDICIAL DISTRICT COURT)
_____)ADKT. NO. 0442PETITION

Pursuant to the Nevada Rules on the Administrative Docket, Petitioner, NINTH JUDICIAL DISTRICT COURT, by and through the Honorable Nathan Tod Young and the Honorable Thomas W. Gregory, hereby petitions this Honorable Court for its order amending the Ninth Judicial District Court Rules by amending NJDCR 4, and NJDCR 28, as attached as **Exhibit A.**

It is the opinion of the judges of the Ninth Judicial District Court that these proposed rule amendments are necessary to provide adequate notice of the court's increase of its monetary threshold of twenty-five thousand dollars(\$25,000.00) to the fifty thousand dollar(\$50,000.00) threshold stated in the Nevada Arbitration Rules. And further to clarify that the court's adoption of the Nevada Short Trial Rules is on a voluntary participation basis which requires the parties to the action to stipulate to be bound by the results of the short trial.

Therefore, petitioners respectfully request this Honorable Court enter its order granting this petition and amending the Ninth Judicial District Court Rules as herein stated.

Respectfully submitted this 20 day of August, 2015.


Nathan Tod Young
District Court Judge
Thomas W. Gregory
District Court Judge**RECEIVED**

AUG 28 2015

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

15-27704

EXHIBIT A

“Rule 4. Arbitration.

(a) The Ninth Judicial District has adopted the mandatory, non-binding “Nevada Arbitration Rules” and any amendments thereto promulgated by the Supreme Court of the State of Nevada.

(b) Those civil cases commenced in this court that are subject to the mandatory provisions of the “Nevada Arbitration Rules” ~~[will be processed and governed as provided in said rules except that the monetary threshold shall remain at \$25,000, and the arbitration commissioner will submit any request to exempt or remove a case from the arbitration to the district judge to whom the case is assigned to determine whether exemption or removal is warranted]~~ that have a probable jury award value not in excess of fifty thousand dollars(\$50,000) per plaintiff, exclusive of interest and costs, will be processed and governed as provided in said rules.

(c) The special master is designated as the “arbitration commissioner” for purposes of the “Nevada Arbitration Rules’.”

Rule 28. Short trial program

(a) The Ninth Judicial District Court has adopted the ~~[binding]~~ voluntary participation Short Trial Program ~~[as provided by NRS 38.258,]~~ as provided in NSTR 4, and any amendments thereto promulgated by the Supreme Court of the State of Nevada.

(b) Those trial de novo actions submitted to the voluntary participation Short Trial Program will be processed and conducted as set forth in the “Nevada Short Trial Rules” ~~[except a judgment arising out of the Short Trial Program may not exceed \$25,000, exclusive of interest, costs, and attorney fees unless the parties establish a different~~

~~ceiling of recovery by stipulation.]~~ provided the parties to the action agree to be bound by the results of the short trial as set forth in NSTR 32. Otherwise trials de novo will be processed in the ordinary course of the court's business.

(c) The Special Master is appointed ~~[to administer the Short Trial Program]~~ short trial commissioner.