

FILED

IN THE SUPREME COURT OF THE STATE OF NEVADA

NOV 19 2010

TRACEY K. UNDERMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

IN THE MATTER OF THE STANDING
COMMITTEE ON JUDICIAL ETHICS
AND ELECTION PRACTICES.

ADKT No.

0458

PETITION

COME NOW, Mark Gibbons and Nancy M. Saitta, Associate Justices of the Nevada Supreme Court, who petition the Nevada Supreme Court on its Administrative Docket to review the role of the Standing Committee on Judicial Ethics and Election Practices as follows:

1. The Standing Committee on Judicial Ethics and Election Practices (Standing Committee) considers matters of alleged unfair election practices and can issue orders pursuant to the Nevada Code of Judicial Conduct.

2. The Standing Committee also issues Advisory Opinions regarding ethical issues posed to the Standing Committee.


3. Since the formation of the Standing Committee, a body of federal and state caselaw has developed relating to judicial election practices and ethical issues including but not limited to Citizens United v. Federal Election Com'n, 130 S. Ct. 876 (2010) and Caperton v. A.T. Massey Coal Co., Inc., 129 S. Ct. 2252 (2009).


4. That some of the orders and opinions issued by the Standing Committee may be in conflict with this developing caselaw.

WHEREFORE, the undersigned request the Supreme Court to conduct a public administrative hearing to determine if the current role of the Standing Committee should be modified or, alternatively, whether the Standing Committee should be abolished in whole or in part.

10-30314

Respectfully submitted this 19th day of November, 2010.


_____, J.
Gibbons


_____, J.
Saitta