

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2                                   \* \* \* \* \*

3                   SAMUEL HOWARD

4                                   Appellant,

5                   vs.

6                   RENEE BAKER, WARDEN, and  
7                   CATHERINE CORTEZ MASTO,  
8                   ATTORNEY GENERAL FOR THE  
9                   STATE OF NEVADA,

                                  Respondents.

Case No. 57469

Electronically Filed  
Sep 24 2012 04:35 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

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11                   **EMERGENCY MOTION FOR THIS COURT TO SEAL THE OPPOSITION TO**  
12                   **EX-PARTE MOTION FOR SUBSTITUTION OF COUNSEL**  
                                  **FILED UNDER SEAL**

13                   As set more fully forth in the attached Declaration of First Assistant Federal  
14                   Public Defender Lori C. Teicher and Assistant Federal Public Defender Megan C.  
15                   Hoffman; Appellant Samuel Howard files this Emergency Motion for this Court to  
16                   Seal the Opposition to the Ex-Parte Motion for Substitution of Counsel Filed Under  
17                   Seal.

18                   Dated this 24th day of September, 2012.

19                                   LAW OFFICES OF THE  
20                                   FEDERAL PUBLIC DEFENDER

21                                   */s/ Lori C. Teicher*

22                                   \_\_\_\_\_  
23                                   LORI C. TEICHER  
                                  First Assistant Federal Public Defender  
                                  Nevada State Bar No. 6143

24                                   */s/ Megan C. Hoffman*

25                                   \_\_\_\_\_  
26                                   MEGAN C. HOFFMAN  
27                                   Assistant Federal Public Defender  
28                                   Nevada State Bar No. 9835  
                                  411 E. Bonneville Ave., Suite 250  
                                  Las Vegas, Nevada 89101  
                                  (702) 388-6577

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1. I am filing this declaration as counsel currently appointed to represent Appellant, in the above-entitled matter before this Court. I have either personal knowledge of the matters contained herein and, in some instances I am making representations on information and belief. I am competent to testify thereto.

3. It appears from a review of the electronic docketing statement and based upon receipt of the electronically filed “Opposition to Ex-Parte Motion for Substitution of Counsel Filed Under Seal; Motion to Unseal” that Appellant’s motion was not filed sealed nor ex-parte, as it appears to have been electronically noticed by this Court to Respondents Catherine Cortez Masto, the Attorney General of Nevada as well as Chief Deputy Steven Owens at the Clark County District Attorney’s Office.

5. For the above-stated reasons, undersigned counsel, on behalf of Appellant, Mr. Howard, respectfully ask that this Court grant the emergency requested relief therein so that this issue can be appropriately handled by this Court.

I declare the foregoing is true and correct.

*/s/ Megan C. Hoffman*  
MEGAN C. HOFFMAN  
Assistant Federal Public Defender

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Jonathan E. VanBoskerck  
Chief Deputy District Attorney

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