

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF AN
AMENDMENT TO RULE OF
PROFESSIONAL CONDUCT 1.2
REGARDING MEDICAL MARIJUANA.

ADKT 0495

FILED

MAY 08 2014

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

***ORDER FOR SUPPLEMENTAL BRIEFING
AND EXTENDING PERIOD FOR PUBLIC COMMENT***

On March 11, 2014, the Board of Governors of the State Bar of Nevada filed a petition proposing an amendment of Rule of Professional Conduct (RPC) 1.2 to address the ethical obligations of Nevada attorneys with respect to the establishment of medical marijuana dispensaries as authorized by Nevada but not federal law.


On May 6, 2014, the court held a public hearing and heard comment and proposals from the Nevada State Bar and individuals. In light of that discussion, on May 7, 2014, the court entered an order adopting Comment [1] to RPC 1.2.

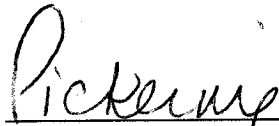
In view of the comment, which is narrower than the rule amendment proposed, this court requests additional input on the need, if any, for further action. Accordingly, the court hereby directs the Board of Governors of the Nevada State Bar to supplement its petition to address whether any further action or additional rules might require amendment or commentary in view of RPC 1.2 and Comment [1], Nevada Constitution article 4 section 38; NRS

chapter 453A; and any related federal statutes. The court directs the Board to consider in its supplemental analysis the eight “enforcement priorities” identified in the August 29, 2013, memorandum by Deputy United States Attorney General James M. Cole. The Supplemental Petition shall be filed with this court by June 30, 2014.

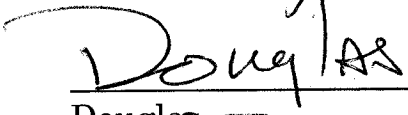
Finally, this court extends the period for written public comment. An original and 8 copies of written comments are to be submitted to: Tracie K. Lindeman, Clerk of the Supreme Court, 201 South Carson Street, Carson City, Nevada 89701 by 5:00 p.m., May 30, 2014. Comments must be submitted in hard-copy format. Comments submitted electronically will not be docketed.

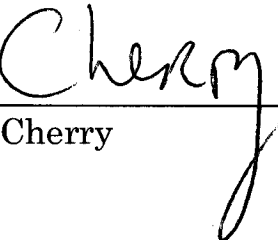
It is so ORDERED.

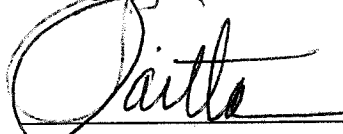

_____, C. J.
Gibbons


_____, J.
Pickering


_____, J.
Hardesty


_____, J.
Douglas


_____, J.
Cherry


_____, J.
Saitta

cc: All District Court Judges
Alan Lefebvre, President, State Bar of Nevada
Kimberly Farmer, Executive Director, State Bar of Nevada
Catherine Cortez Masto, Attorney General
Brett Kandt, Nevada Prosecution Advisory Council
Daniel Bogden, United States Attorney
Nevada Attorneys for Criminal Justice
Clark County Bar Association
Washoe County Bar Association
First Judicial District Bar Association
All District Attorneys
All Public Defenders
All City Attorneys -
Washoe County Alternate Public Defender
Clark County Special Public Defender
Administrative Office of the Courts