

1 IN THE SUPREME COURT OF THE STATE OF NEVADA

2 IN THE MATTER OF AN)
3 AMENDMENT TO RULE OF)
4 PROFESSIONAL CONDUCT 1.2)
REGARDING MEDICAL MARIJUANA)

ADKT 0495

FILED

SEP 29 2014

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

5 **STATE BAR OF NEVADA'S MOTION TO EXTEND TIME**
6 **IN WHICH TO FILE SUPPLEMENTAL PETITION**
7 **(SECOND REQUEST)**

8 COMES NOW the Board of Governors of the State Bar of Nevada ("the
9 Board"), by and through Elana Turner Graham, President, and hereby moves
10 for a ninety (90) day extension of time, though December 31, 2014, in which to
11 file the Supplemental Petition on the amendments to Rule of Professional
12 Conduct 1.2 regarding medical marijuana. This Motion is made and based upon
13 the following Memorandum of Points and Authorities and all matters on file
14 herein.

15 **MEMORANDUM OF POINTS AND AUTHORITIES**

- 16 **1. The Board of Governors Seek an Extension of Time to Properly
17 Assess The Need for Further Rule Changes.**

18 By Order filed May 8, 2014, this Court directed the Board to supplement
19 its petition to address whether any further action or additional rules might
20 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

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1 federal statutes. The Order also directed the Board to consider in its
2 supplemental analysis the eight “enforcement priorities” identified in the
3 August 29, 2013, memorandum by Deputy United States Attorney General
4 James M. Cole. The Supplemental Petition was to be filed by June 30, 2014.

5 Further this Court ordered that public written comment was extended to
6 May 30, 2014.

7 On June 2, 2014, the Board filed a motion to extend time until September
8 30, 2014, to file a Supplemental Petition. As referenced in that motion, the
9 Board had convened a task force to review the need for additional rule changes
10 in light of the public hearing comments. The Board indicated that it met
11 regularly and needed additional time to properly research and consider the
12 issues and impact of the additional rule changes on ongoing licensing and
13 regulatory activities already underway.

14 This Court granted the Board’s request on June 26, 2014.

15 On September 23, 2014, the Board met for its regularly scheduled
16 meeting to consider the draft supplemental brief prepared by bar counsel. The
17 Board determined that it wanted to consider additional issues related to this
18 matter and formed a task force to report back at the Board’s next meeting in
19 December 2014.

