

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE ROB
BARE, DISTRICT JUDGE,

Respondents,

and

JENNIFER SCHNEIDER,

Real Party in Interest.

No. 68545

FILED

FEB 01 2016

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

ORDER CONDITIONALLY IMPOSING SANCTIONS

On November 12, 2015, this court entered an order directing real party in interest to file an answer to the petition for writ of mandamus within 15 days. Real party failed to file the answer, and on January 7, 2016, we entered a second order directing real party in interest to file the answer within 11 days.¹ We cautioned real party in interest that failure to comply with our order could result in the imposition of sanctions. To date, counsel for real party in interest, Craig Mueller, has failed to file the answer.

We conclude that Mr. Mueller's conduct warrants the *conditional* imposition of sanctions. Accordingly, within 15 days from the date of this order, Mr. Mueller shall pay the sum of \$250 to the Supreme Court Law Library and provide this court with proof of such payment. This sanction shall be automatically vacated, however, if Mr. Mueller files

¹A copy of this order is attached.

and serves an answer to the petition or a motion for extension of time within 11 days from the date of this order.

Failure to comply with this order will result in resolution of the petition on the documents already on file with this court. Further, because it appears that Mr. Mueller's conduct in this proceeding may constitute violations of RPC 1.3 (diligence), 3.2(a) (expediting litigation), and 8.4 (misconduct), failure to comply with this order or any other filing deadlines will also result in referral of Mr. Mueller to the State Bar of Nevada for investigation pursuant to SCR 104-105.

It is so ORDERED.

1 Hardesty, J.
Hardesty

Saitta, J.
Saitta

Pickering, J.
Pickering

cc: Attorney General/Carson City
Clark County District Attorney
Mueller Hinds & Associates
Craig Mueller
Supreme Court Law Librarian

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JAN 07 2016

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

ORDER

On November 12, 2015, this court entered an order directing real party in interest to file an answer to the petition for writ of mandamus or prohibition within 15 days. To date, real party has failed to file the answer or otherwise communicate with this court. Real party shall have 11 days from the date of this order to file an answer to the petition. Failure to timely comply with this order may result in the imposition of sanctions, including resolution of the petition on the documents already on file with this court.

It is so ORDERED.

[Signature], C.J.

cc: Attorney General/Carson City
Clark County District Attorney
Mueller Hinds & Associates