

IN THE SUPREME COURT OF THE STATE OF NEVADA

KENNETH FRANKS,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 72988

**FILED**

NOV 07 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

*O R D E R*

Appellant has filed a motion to file the appendix under seal. Counsel states that appellant was convicted of lewdness with a child, the appendix consists mainly of transcripts, and the transcripts contain testimony that identifies the child's name, address and other personal information. Counsel points out that NRS 200.3771 requires such information to remain confidential and asserts that redaction of the transcripts is "infeasible." We recognize that redaction may involve additional work for counsel, however, reasonable redaction of records is preferred over sealing. *Cf.* SRCR 5(b). Counsel fails to demonstrate that redaction is unreasonable. Accordingly, the motion to file the entire appendix under seal is denied. Appellant shall proceed as follows.

Within 15 days from the date of this order, appellant shall file and serve an appendix with all information required to be confidential under NRS 200.3771 redacted. Within the same time period, appellant shall serve an unredacted copy of the appendix upon respondent. The clerk

of this court shall file the unredacted appendix received on November 2, 2017, under seal.

Respondent shall have 45 days from the date of this order to file and serve the answering brief.

It is so ORDERED.

Cherry, C.J.

cc: Law Office of Lisa Rasmussen  
Attorney General/Carson City  
Clark County District Attorney