

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

LAS VEGAS REVIEW-JOURNAL,

Appellant,

vs.

CITY OF HENDERSON,

Respondent.

Electronically Filed  
Jul 24 2018 08:24 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

Case No. 73287

DC Case No. A-16-747289-W

**MOTION FOR LEAVE TO FILE REPLY IN EXCESS OF PAGE/TYPE  
VOLUME LIMITATION**

Respondent Las Vegas Review-Journal, by and through its counsel, Margaret A. McLetchie, hereby moves this Court, pursuant to Nevada Rule of Appellate Procedure (“NRAP”) 32(a)(7)(D), to file Appellant’s Reply Brief that exceeds the 7,000 word type-volume limitation imposed by NRAP 32(a)(7)(A)(ii) by 2,264 words. Pursuant to NRAP 32(a)(7)(D)(iii), a copy of the Appellant’s proposed Reply Brief is attached to this Motion. This Motion is supported by the attached declaration of counsel.

DATED this 23<sup>rd</sup> day of July, 2018.

/s/ Margaret A. McLetchie

Margaret A. McLetchie, Nevada Bar No. 10931

Alina M. Shell, Nevada Bar No. 11711

MCLETCHIE SHELL LLC

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*Counsel for Appellant, Las Vegas Review-Journal*

## **DECLARATION OF MARGARET A. MCLETCHIE**

STATE OF NEVADA                    )  
  ) ss.  
COUNTY OF CLARK                )

I, Margaret A. McLetchie, declare, pursuant to Nev. Rev. Stat. § 53.330, as follows:

1. I am counsel for Appellant Las Vegas Review-Journal (the “Review-Journal”) in this matter. I have personal knowledge of all matters contained herein and am competent to testify thereto.

2. The Review-Journal is appealing an order entered by a district court for the Eighth Judicial District of Nevada denying a petition filed pursuant to the Nevada Public Records Act, Nev. Rev. Stat. § 239.011.

3. Respondent the City of Henderson (“Henderson”) filed its Answering Brief on April 24, 2018. The Answering Brief—which contains 13,803 words according to the accompanying Certificate of Compliance—raises a number of factual issues and several complex arguments that I was required to address.

4. In preparing the Reply, I have endeavored to present the facts and arguments as succinctly as possible.

5. I believe that any reduction to the Review-Journal’s Reply would materially detract from its ability to adequately address Henderson’s facts and arguments. Given the complexity of the issues and the important public policy issues

presented by the instant appeal, I required the additional pages to adequately present the grounds demonstrating that the Review-Journal is entitled to the relief requested in the instant appeal.

6. I therefore respectfully request this Court grant the Review-Journal permission to file a motion in excess of the normal limitations.

7. Pursuant to NRAP 32(a)(7)(D)(iii), I have attached a copy of the Review-Journal's proposed Reply Brief. The proposed Reply Brief contains 9,264 words, which is 2,264 words in excess of the 7,000-word limit set by NRAP 32(a)(7)(A)(ii).

8. This request for leave to file a response in excess of NRAP 32(a)(7)(A)(ii)'s type-volume limit is not made for the purposes of delay, or any other improper purpose, but only to ensure that I provide competent and effective representation to the Review-Journal. *See Nev. R. Prof. Conduct 1.1.*

I certify under the penalty of perjury that the foregoing is true and correct.

EXECUTED this 23<sup>rd</sup> day of July, 2018.

/s/ Margaret A. McLetchie

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*Counsel for Appellant, Las Vegas Review-Journal*

## **CERTIFICATE OF SERVICE**

I certify that I am an employee of McLetchie Shell LLC and that on this 23rd day of July, 2018 the MOTION FOR LEAVE TO FILE REPLY IN EXCESS OF PAGE/TYPE VOLUME LIMITATION was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the Master Service List as follows:

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*Counsel for Respondent City of Henderson*

/s/ Pharan Burchfield  
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