

IN THE SUPREME COURT OF THE STATE OF NEVADA

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*Supreme Court Case No. 75073*

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Electronically Filed  
Apr 10 2018 03:11 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

THE LAS VEGAS REVIEW-JOURNAL AND THE ASSOCIATED PRESS

*Petitioners*

v.

THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE  
RICHARD SCOTTI, DISTRICT JUDGE

*Respondents,*

and

VERONICA HARTFIELD, A NEVADA RESIDENT AND THE ESTATE OF  
CHARLESTON HARFIELD and OFFICE OF THE CLARK COUNTY  
CORONER/MEDICAL EXAMINER

*Real Parties in Interest.*

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**MOTION TO STAY REMITTITUR**

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*Attorneys for Real Parties In Interest  
Veronica Hartfield and the Estate of  
Charleston Hartfield*

## **MEMORANDUM OF POINTS AND AUTHORITIES**

Pursuant to Rule 41(b) of the Nevada Rules of Appellate Procedure, Veronica Hartfield and the Estate of Charleston Hartfield, by and through their attorneys of record, Anthony P. Sgro, Esq. and Charles D. Lombino, Esq. applies to this Court for a stay of the issuance of remittitur to the Eighth Judicial District Court pending an application to the United States Supreme Court for a Writ of Certiorari. In support of this Motion, Charles D. Lombino, Esq. hereby states as follows:

1. On March 21, 2018, the Nevada Supreme Court issued its Order denying En Banc Reconsideration. A copy of that Order is attached as “Exhibit A”.

2. In accordance with NRAP 41(a)(1), the Clerk of this Court would ordinarily issue a mandate 25 days after entry of the Supreme Court’s Order: April 15, 2018.

3. Veronica Hartfield plans to pursue her right to petition the United States Supreme Court for a Writ of Certiorari.

4. Because Ms. Hartfield plans to seek that review, we request that pursuant to NRAP 41(b)(2), this Court stay issuance of its mandate for 120 days.

5. That pursuant to United States Supreme Court Rule 13.1 and 13.3, a Petition for Writ of Certiorari is deemed timely filed if filed within ninety (90) days from the date of the denial of the Petition for En Banc Reconsideration. In the instant case, the Petition for En Banc Reconsideration was denied on the 21<sup>st</sup> day of March, 2018.

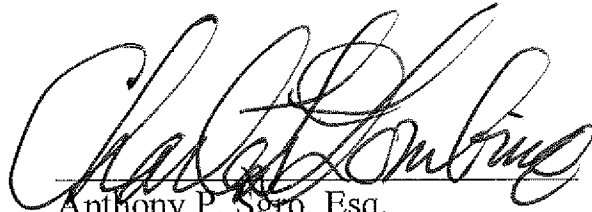
6. That pursuant to United States Supreme Court Rule 13.1 and 13.3, the Real Parties in Interest may file their Petition for a Writ of Certiorari no later than the 19<sup>th</sup> day of June, 2018.

7. Finally, after filing the Petition for a Writ of Certiorari, this Court should stay the issuance of remittitur until the final disposition by the United States Supreme Court, pursuant to NRAP 41(b)(2).

## CONCLUSION

This Court should stay the issuance of remittitur for at least 120 days, and, upon Veronica Hartfield's filing a Petition for Writ of Certiorari with the United States Supreme Court, until final disposition by that Court. *See* NRAP 41(b)(2).

Dated this 10<sup>th</sup> day of April, 2018.

A handwritten signature in black ink, appearing to read "Charles D. Lombino", is written over a horizontal line.

Anthony P. Sgro, Esq.

Nevada Bar No. 3811

Charles D. Lombino, Esq.

Nevada Bar No. 8547

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*Attorneys for Real Parties in Interest  
Veronica Hartfield and the Estate of  
Charleston Hartfield*

## CERTIFICATE OF SERVICE

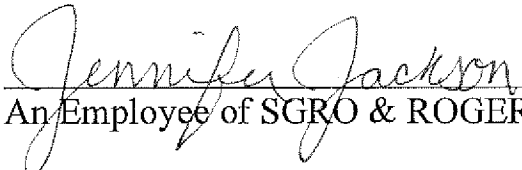
I certify and affirm that I am an employee of Sgro & Roger and that on this 10<sup>th</sup> day of April, 2018 the **MOTION TO STAY REMITTITUR** was served by First Class United States Mail, postage fully prepaid to the following:

Margaret A. McLetchie  
McLetchie Shell LLC  
701 E. Bridger Ave., Suite 520  
Las Vegas, Nevada 89101  
*Counsel for the Las Vegas Review-Journal and Associated Press*

Laura Rehfeldt  
Clark County District Attorney's Office  
500 S. Grand Central Parkway, Suite 5075  
Las Vegas, Nevada 89106  
*Counsel for Clark County Office of the Coroner*

Honorable Judge Richard F. Scotti  
Eighth Judicial District Court, Dept. 2  
200 Lewis Avenue, 11<sup>th</sup> Floor  
Las Vegas, Nevada 89101

Nevada Supreme Court Clerk  
201 South Carson Street, Suite 201  
Carson City, Nevada 89701-4702

  
An Employee of SGRO & ROGER

# **Exhibit A**

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE LAS VEGAS REVIEW-JOURNAL;  
AND THE ASSOCIATED PRESS,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
RICHARD SCOTTI, DISTRICT JUDGE,  
Respondents,

and

VERONICA HARTFIELD, A NEVADA  
RESIDENT; ESTATE OF  
CHARLESTON HARTFIELD; AND  
CLARK COUNTY OFFICE OF THE  
CORONER/MEDICAL EXAMINER,  
Real Parties in Interest.

No. 75073

**FILED**

MAR 21 2018

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

*ORDER DENYING EN BANC RECONSIDERATION*

Having considered the petition on file herein, we have  
concluded that en banc reconsideration is not warranted. NRAP 40A.  
Accordingly, we

ORDER the petition DENIED.

Douglas, C.J.  
Douglas

Cherry, J.  
Cherry

Gibbons, J.  
Gibbons

Pickering, J.  
Pickering

Hardesty, J.  
Hardesty

Parraguirre, J.  
Parraguirre

Stiglich, J.  
Stiglich

cc: Hon. Richard Scotti, District Judge  
McLetchie Shell LLC  
Sgro & Roger  
David J. Roger  
Clark County District Attorney/Civil Division  
Randazza Legal Group, PLLC  
Eighth District Court Clerk