

IN THE SUPREME COURT OF THE STATE OF NEVADA

STATE OF NEVADA DEPARTMENT
OF EMPLOYMENT, TRAINING &
REHABILITATION, EMPLOYMENT
SECURITY DIVISION,
Appellant,
vs.
SIERRA NATIONAL CORPORATION,
D/B/A THE LOVE RANCH, A NEVADA
CORPORATION,
Respondent.

No. 76639

FILED

NOV 14 2019

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

JUSTICE SILVER'S RESPONSE TO
RESPONDENT SIERRA NATIONAL CORPORATION'S
OBJECTION TO HER PARTICIPATION

19-46789

The following is my response to respondent Sierra National Corporation's objection to my participation in *State, Dep't of Emp't, Training and Rehab v. Sierra Nat'l Corp.*, Docket No. 76639.

I recently began to review the above-entitled case and realized that the State agency involved might be associated with my sister-in-law's recent employment assignment. I was aware that my sister-in-law had been employed by another State agency for years and was reassigned to another State agency at the beginning of 2019. Because I wasn't sure which State agency my sister-in-law was employed at, I text my brother Larry Silver (also a 15-year county employee within multiple county departments) and asked the name of the agency my sister-in-law was now employed and learned that she was employed by DETR. I asked no other questions and immediately filed a disclosure with the Clerk of the Court because Rosa and I do not share the same last name.

I have never talked with Rosa Mendez about her employment at DETR, and I am not even sure what her job scope entails or if she is involved in disclosure of records for the agency. I just know that her title has been "public information officer" for the two State agencies. I have absolutely no knowledge of the facts in this case except for what is contained within the briefs before the court.

That your affiant has no actual or implied bias towards DETR and believes your affiant can be fair and impartial in this case. I wish to honor my duty to sit in the absence of any rule, statute, case law, ethical duty or otherwise. See NRS 1.230; NCJC Rule 2.11(A); *Millen v. Dist. Ct.*,

122 Nev. 1245, 1253, 148 P.3d 694, 700 (2006) (observing that “a judge has a general duty to sit, unless a judicial canon, statute, or rule requires the judge’s disqualification”).

Dated this 14th day of November, 2019.

A handwritten signature in black ink, reading "Abbi Silver". The signature is written in a cursive, flowing style. The first name "Abbi" is written with a large, stylized capital 'A'. The last name "Silver" is written with a capital 'S' and a trailing flourish.

Justice Abbi Silver
Supreme Court of Nevada