

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CLARK COUNTY SCHOOL DISTRICT,

Appellant,

VS.

LAS VEGAS REVIEW-JOURNAL,

Respondent.

**FILED**

AUG 04 2017

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

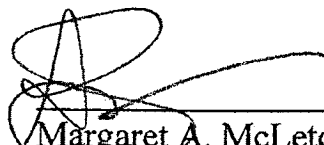
SUPREME COURT CASE NO.:  
73525

DISTRICT COURT CASE NO.:  
A750151

**MOTION FOR LEAVE TO FILE RESPONSE 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 a Response to the Clark County School District's Emergency Motion for Stay that exceeds the ten-page limit imposed by NRAP 27(d)(2). This Motion is supported by the attached declaration of counsel.

DATED this 3<sup>rd</sup> day of August, 2017.



Margaret A. McLetchie, Nevada Bar No. 10931

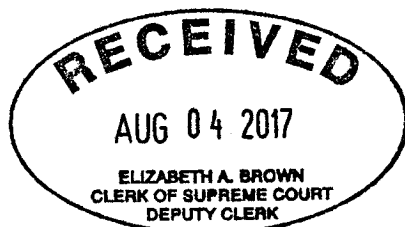
Alina M. Shell, Nevada Bar No. 11711

MCLETCHIE SHELL LLC

701 East Bridger Ave., Suite 520

Las Vegas, Nevada 89101

*Counsel for Respondent, Las Vegas Review-Journal*



08/08/2017 10:03:11 PM FILED RECEIVED ELECTRONIC COURT REPORT Page 17

**DECLARATION OF ALINA M. SHELL**

STATE OF NEVADA                    )  
  ) ss.  
COUNTY OF CLARK                 )

I, Alina M. Shell, declare, pursuant to Nev. Rev. Stat. § 53.330, as follows:

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

2. The Clark County School District is appealing an order of a district court for the Eighth Judicial District Court granting the Review-Journal’s petition for a writ of mandamus filed pursuant to Nev. Rev. Stat. § 239.011.

3. The order from which CCSD is appealing requires it to disclose public records pertaining to its investigation of alleged incidents of misbehavior committed by CCSD School Board Trustee Kevin Child.

4. On July 27, 2017, CCSD filed an oversized Emergency Motion for Stay Pending Appeal with this Court.

5. On July 28, 2017, this Court issued an Order directing the Review-Journal to submit a Response to the Emergency Motion by August 4, 2017.

6. Pursuant to NRAP 27(d)(2), the page limit for a response to a motion is ten pages.

///

7. Given the complex procedural history of this case, and the importance of the issues presented in the appeal, I required additional pages to fully describe the case history and respond to CCSD's arguments. As a result, I have drafted a response which is approximately 32 pages in length.

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

9. I believe that any reduction to the Review-Journal's Response would materially detract from its ability to adequately address CCSD's 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 CCSD is not entitled to a stay of the district court's pending order.

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

11. This request for leave to file a response in excess of NRAP 27(d)(2)'s ten-page 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.*

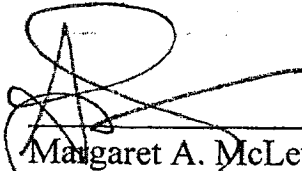
///

///

///

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

EXECUTED this 3<sup>rd</sup> day of August, 2017.

A handwritten signature in black ink, appearing to be "Margaret A. McLetchie", written over a horizontal line.

Margaret A. McLetchie, Nevada Bar No. 10931

~~Alina M. Shell, Nevada Bar No. 11711~~

MCLECHIE SHELL LLC

701 East Bridger Ave., Suite 520

Las Vegas, Nevada 89101

*Counsel for Respondent, Las Vegas Review-Journal*

## CERTIFICATE OF SERVICE

I certify that I am an employee of McLetchie Shell, LLC and that on August 3, 2017, I caused to be served at Las Vegas, Nevada, a true copy of the MOTION FOR LEAVE TO FILE RESPONSE IN EXCESS OF PAGE/TYPE VOLUME LIMITATION addressed to:

The Honorable Timothy C. Williams      dept16lc@clarkcountycourts.us  
Eighth Judicial District Court, Dept. 16  
200 Lewis Avenue  
Las Vegas, Nevada 89155  
*Via E-mail and Hand-Delivery (August 4, 2017)*

Carlos McDade, General Counsel      clmcdade@interact.ccsd.net  
Adam Honey, Asst. General Counsel      ahoney@interact.ccsd.net  
**Clark County School District**  
5100 W. Sahara Ave.  
Las Vegas, NV 89146  
*Counsel for Appellant, Clark County School District*  
*Via Email and U.S. Mail*

  
Employee of McLetchie Shell LLC

**MCLECHIE SHELL**

**ATTORNEYS AT LAW**

701 East Bridger Ave., Suite 520  
Las Vegas, NV 89101  
(702) 728 5300 (T) / (702) 425 8320 (F)  
[www.nvlitigation.com](http://www.nvlitigation.com)

**FAX**

**To: State of Nevada Court of Appeals**

**From: Pharan Burchfield, Paralegal**

**Fax: (775) 684-1601**

**Pages: 6 (including cover page)**

**Phone:**

**Date: August 3, 2017**

**Re: NSC # 73525**

Please see attached MOTION FOR LEAVE TO FILE RESPONSE IN EXCESS OF PAGE/TYPE VOLUME LIMITATION. Permission to file the MOTION FOR LEAVE TO FILE RESPONSE IN EXCESS OF PAGE/TYPE VOLUME LIMITATION via facsimile was granted by July 28, 2017 Order Regarding Motion for Stay.

Should you have any questions, please feel free to contact me at (702) 728-5300.

Thank you.