

ORIGINAL

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CLARK COUNTY SCHOOL DISTRICT,

Appellant,

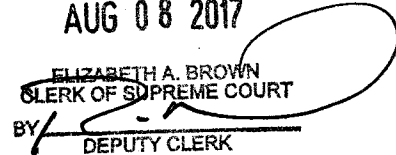
VS.

LAS VEGAS REVIEW-JOURNAL,

Respondent.

FILED

AUG 08 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

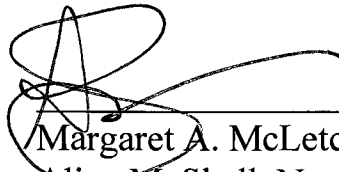
SUPREME COURT CASE NO.:
73525

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 3rd day of August, 2017.



Margaret A. McLetchie, Nevada Bar No. 10931

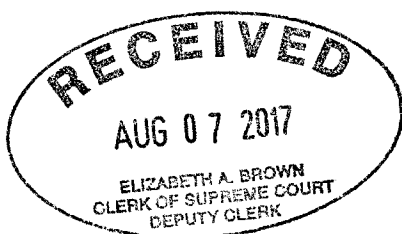
Alina M. Shell, Nevada Bar No. 11711

MCLECHIE SHELL LLC

701 East Bridger Ave., Suite 520

Las Vegas, Nevada 89101

Counsel for Respondent, Las Vegas Review-Journal



17-901602

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.

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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.*

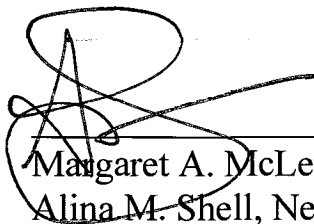
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I certify under the penalty of perjury that the foregoing is true and correct.

EXECUTED this 3rd 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

MCLETCHE 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