**Marquis Aurbach Coffing**

Nick D. Crosby, Esq.
Nevada Bar No. 8996
Jackie V. Nichols, Esq.
Nevada Bar No. 14246
10001 Park Run Drive
Las Vegas, Nevada 89145
Telephone: (702) 382-0711
Facsimile: (702) 382-5816
ncrosby@maclaw.com
jnichols@maclaw.com

*Attorneys for Respondent, Las Vegas
Metropolitan Police Department*

Electronically Filed
Jun 13 2019 11:04 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT**CLARK COUNTY, NEVADA**

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W
Dept. No.: XV

**RESPONDENT LAS VEGAS METROPOLITAN POLICE DEPARTMENT'S NOTICE
OF APPEAL**

Respondent Las Vegas Metropolitan Police Department, by and through its attorneys of record, Nicholas Crosby, Esq. and Jackie Nichols, Esq., of the law firm of Marquis Aurbach Coffing, hereby appeals to the Supreme Court of Nevada from the Order regarding Respondent's Motion for 54(b) Certification and for Stay Pending Appeal filed on May 29, 2019 and noticed

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MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

1 on May 30, 2019, attached hereto as **Exhibit A**, respectively.

2 Dated this 5 day of June, 2019.

3 MARQUIS AURBACH COFFING

4
5 By: 

6 Nick D. Crosby, Esq.

7 Nevada Bar No. 8996

8 Jackie V. Nichols, Esq.

9 Nevada Bar No. 14246

10 10001 Park Run Drive

11 Las Vegas, Nevada 89145

12 *Attorneys for Respondent, Las Vegas*

13 *Metropolitan Police Department*

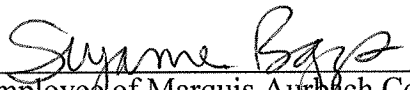
CERTIFICATE OF SERVICE

I hereby certify that the foregoing **RESPONDENT LAS VEGAS METROPOLITAN POLICE DEPARTMENT'S NOTICE OF APPEAL** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 5th day of June, 2019. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

Margaret A. McLetchie, Esq.
Alina M. Shell, Esq.
MCLETCHIE LAW
701 East Bridger Avenue, Suite 520
Las Vegas, NV 89101
Email: maggie@nvlitigation.com
*Counsel for Petitioner,
Las Vegas Review-Journal*

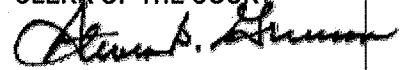
I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

N/A


An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

EXHIBIT “A”



1 **Marquis Aurbach Coffing**

2 Nick D. Crosby, Esq.

3 Nevada Bar No. 8996

4 Jackie V. Nichols, Esq.

5 Nevada Bar No. 14246

6 10001 Park Run Drive

7 Las Vegas, Nevada 89145

8 Telephone: (702) 382-0711

9 Facsimile: (702) 382-5816

10 ncrosby@maclaw.com

11 jnichols@maclaw.com

12 *Attorneys for Respondent, Las Vegas*

13 *Metropolitan Police Department*

14 **DISTRICT COURT**

15 **CLARK COUNTY, NEVADA**

16 LAS VEGAS REVIEW-JOURNAL,

17 Petitioner,

18 vs.

19 LAS VEGAS METROPOLITAN POLICE
20 DEPARTMENT,

21 Respondent.

Case No.: A-18-775378-W

Dept. No.: XV

22 **NOTICE OF ENTRY OF ORDER**

23 PLEASE TAKE NOTICE that an Order Regarding Respondent's Motion for 54(b)
24 Certification and for Stay Pending Appeal was entered on the 29th day of May, 2019, a copy of
25 which is attached hereto.

26 Dated this 30 day of May, 2019.

27 MARQUIS AURBACH COFFING

28 By: 

Nick D. Crosby, Esq.

Nevada Bar No. 8996

Jackie V. Nichols, Esq.

Nevada Bar No. 14246

10001 Park Run Drive

Las Vegas, Nevada 89145

Attorneys for Respondent, Las Vegas

Metropolitan Police Department

1 CERTIFICATE OF SERVICE

2 I hereby certify that the foregoing NOTICE OF ENTRY OF ORDER was submitted
3 electronically for filing and/or service with the Eighth Judicial District Court on the 30th day of
4 May, 2019. Electronic service of the foregoing document shall be made in accordance with the
5 E-Service List as follows:¹

6 Margaret A. McLetchie, Esq.
7 Alina M. Shell, Esq.
8 MCLETCHIE LAW
9 701 East Bridger Avenue, Suite 520
10 Las Vegas, NV 89101
11 Email: maggie@nvlitigation.com
12 *Counsel for Petitioner,*
13 *Las Vegas Review-Journal*

14 I further certify that I served a copy of this document by mailing a true and correct copy
15 thereof, postage prepaid, addressed to:

16 N/A

17 
18 An employee of Marquis Aurbach Coffing

19
20
21
22
23
24
25
26
27 ¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System
28 consents to electronic service in accordance with NRCp 5(b)(2)(D).



Original

1 Marquis Aurbach Coffing
 2 Nick D. Crosby, Esq.
 3 Nevada Bar No. 8996
 Jackie V. Nichols, Esq.
 4 Nevada Bar No. 14246
 10001 Park Run Drive
 5 Las Vegas, Nevada 89145
 Telephone: (702) 382-0711
 Facsimile: (702) 382-5816
 6 ncrosby@maclaw.com
 jnichols@maclaw.com
 Attorneys for Respondent, Las Vegas
 Metropolitan Police Department

DISTRICT COURT

CLARK COUNTY, NEVADA

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W
 Dept. No.: XV

ORDER

16
 17 This matter, having come before the Court on May 20¹⁶, 2019 for a hearing on Respondent
 18 the Las Vegas Metropolitan Police Department's ("LVMPD") Motion for 54(b) Certification and
 19 for Stay Pending Appeal, and the Court, having reviewed all of the papers and pleadings on file
 20 in this matter, and having considered the points and authorities thereof, and for good cause
 21 shown:

22 1. IT IS HEREBY ORDERED, ADJUDGED AND DECREED that LVMPD's
 23 Motion for NRCP 54(b) Certification is GRANTED;

24 2. IT IS FURTHER ORDERED that because no just reason for delay exists, this
 25 Court enters an express direction for the entry of judgment as to the Order filed on April 12,
 26 2019 related to the Las Vegas Review-Journal's public record request of Patrol Officer Unit
 27 Assignments for the years 2014-2016;

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

1 3. IT IS FURTHER ORDERED that LVMPD's Motion for Stay Pending Appeal is
2 also GRANTED.

3 **ORDER**

4 IT IS SO ORDERED this 28th day of May, 2019.

6
7 
8 DISTRICT COURT JUDGE

9 Respectfully Submitted By:
10 MARQUIS AURBACH COFFING

11
12 By: 

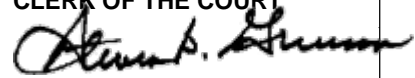
13 Nick D. Crosby, Esq.
14 Nevada Bar No. 8996
15 Jackie V. Nichols, Esq.
16 Nevada Bar No. 14246
17 10001 Park Run Drive
18 Las Vegas, Nevada 89145
19 *Attorneys for Respondent,*
20 *Las Vegas Metropolitan Police Department*

21 Approved as to Form and Content:

22 MCLETCHIE LAW

23
24 By: 

25 Margaret A. McLetchie
26 Nevada Bar No. 10931
27 701 E. Bridger Ave., Suite 520
28 Las Vegas, Nevada 89101
Attorneys for Petitioner,
Las Vegas Review-Journal



Marquis Aurbach Coffing
 Nick D. Crosby, Esq.
 Nevada Bar No. 8996
 Jackie V. Nichols, Esq.
 Nevada Bar No. 14246
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 Las Vegas, Nevada 89145
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 ncrosby@maclaw.com
 jnichols@maclaw.com
*Attorneys for Respondent, Las Vegas
 Metropolitan Police Department*

DISTRICT COURT**CLARK COUNTY, NEVADA**

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W
 Dept. No.: XV

RESPONDENT LAS VEGAS METROPOLITAN POLICE DEPARTMENT'S CASE
APPEAL STATEMENT

Respondent Las Vegas Metropolitan Police Department, by and through their attorneys of record, the law firm of Marquis Aurbach Coffing, hereby files this Case Appeal Statement.

1. Name of appellant filing this Case Appeal Statement:

Las Vegas Metropolitan Police Department

2. Identify the Judge issuing the decision, judgment, or order appealed from:

Honorable Judge Joe Hardy

3. Identify each appellant and the name and address of counsel for each appellant:

Appellant: Las Vegas Metropolitan Police Department

Nick D. Crosby, Esq.
 Jackie V. Nichols, Esq.
 Marquis Aurbach Coffing
 10001 Park Run Drive
 Las Vegas, Nevada 89145

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicated as much and provide the name and address of that respondent's trial counsel):

Respondent: Las Vegas Review-Journal

Margaret A. McLetchie Esq.
Alina M. Shell, Esq.
McLetchie Law
701 East Bridger Ave, Suite 520
Las Vegas, Nevada 89101

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

N/A

6. Indicate whether appellant was represented by appointed or retained counsel in the district court:

Retained.

7. Indicate whether appellant is represented by appointed or retained counsel on appeal:

Retained.

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave:

N/A

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint indictment, information, or petition was filed):

May 31, 2018.

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court:

This action concerns a Petition for Writ of Mandamus regarding Nevada's Public

Records Act. Respondents sought, amongst other records, names, badge numbers, and unit assignments of all LVMPD peace officers for calendar years 2014, 2015, 2016. LVMPD objected to providing unit assignments and the District Court ordered production of unit assignments for patrol officers from 2014, 2015, and 2015. LVMPD sought and the District Court ordered NRCP 54(b) certification and stay pending appeal of the claim regarding the production of unit assignments.

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:

This case has previously been the subject of an original writ proceeding:
Las Vegas Metropolitan Police Department v. Las Vegas Review-Journal,
Case No. 76848

12. Indicate whether this appeal involves child custody or visitation:

N/A

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

This case does not involve the possibility of settlement.

Dated this 5 day of June, 2019.

MARQUIS AURBACH COFFING

By: 

Nick D. Crosby, Esq.
Nevada Bar No. 8996
Jackie V. Nichols, Esq.
Nevada Bar No. 14246
10001 Park Run Drive
Las Vegas, Nevada 89145
*Attorneys for Respondent, Las Vegas
Metropolitan Police Department*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **RESPONDENT LAS VEGAS METROPOLITAN
POLICE DEPARTMENT'S CASE APPEAL STATEMENT** was submitted electronically for
filing and/or service with the Eighth Judicial District Court on the 5th day of June, 2019.
Electronic service of the foregoing document shall be made in accordance with the E-Service
List as follows:¹

Margaret A. McLetchie, Esq.
Alina M. Shell, Esq.
MCLETCHIE LAW
701 East Bridger Avenue, Suite 520
Las Vegas, NV 89101
Email: maggie@nvlitigation.com
*Counsel for Petitioner,
Las Vegas Review-Journal*

I further certify that I served a copy of this document by mailing a true and correct copy
thereof, postage prepaid, addressed to:

N/A


An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System
consents to electronic service in accordance with NRCP 5(b)(2)(D).

CASE SUMMARY

CASE NO. A-18-775378-W

Las Vegas Review-Journal, Plaintiff(s)
vs.
Las Vegas Metropolitan Police Department, Defendant
(s)

§
§
§
§
§

Location: **Department 15**
 Judicial Officer: **Hardy, Joe**
 Filed on: **05/31/2018**
 Cross-Reference Case Number: **A775378**

CASE INFORMATION

Case Type: **Writ of Mandamus**

Case Status: **05/31/2018 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-18-775378-W
 Court Department 15
 Date Assigned 05/31/2018
 Judicial Officer Hardy, Joe

PARTY INFORMATION

Plaintiff

Las Vegas Review-Journal

Lead Attorneys
McLetchie, Margaret A.
Retained
 702-728-5300(W)

Defendant

Las Vegas Metropolitan Police Department

Crosby, Nick D
Retained
 702-382-0711(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX

EVENTS

05/31/2018



Petition for Writ of Mandamus

Filed by: Plaintiff Las Vegas Review-Journal
Public Records Act Application Pursuant to NRS 239.001/Petition for Writ of Mandamus
(Expedited Matter Pursuant to Nev. Rev. Stat. 239.011)

05/31/2018



Exhibits

Filed By: Plaintiff Las Vegas Review-Journal
Appendix of Exhibits in Support of Public Records Act Application Pursuant to NRS
239.001/Petition for Writ of Mandamus

05/31/2018



Initial Appearance Fee Disclosure

Filed By: Plaintiff Las Vegas Review-Journal
Initial Appearance Fee Disclosure (NRS Chapter 19)

05/31/2018



Summons Electronically Issued - Service Pending

Party: Plaintiff Las Vegas Review-Journal
Summons - Civil

06/05/2018








Affidavit of Service

Filed By: Plaintiff Las Vegas Review-Journal
Affidavit of Service

CASE SUMMARY
CASE NO. A-18-775378-W

06/27/2018	 Stipulation and Order Filed by: Plaintiff Las Vegas Review-Journal <i>Stipulation and Order Regarding Briefing Schedule</i>
06/27/2018	 Notice of Entry of Stipulation and Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Stipulation and Order</i>
06/29/2018	 Stipulation and Order Filed by: Plaintiff Las Vegas Review-Journal <i>Stipulation and Order Regarding Briefing Schedule (Second Request)</i>
06/29/2018	 Notice of Entry of Stipulation and Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Stipulation and Order</i>
07/05/2018	 Petitioners Opening Brief Filed by: Plaintiff Las Vegas Review-Journal <i>Opening Brief in Support of Public Records Act Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus</i>
07/26/2018	 Order Granting Motion Filed By: Defendant Las Vegas Metropolitan Police Department <i>Order Granting Respondent Las Vegas Metropolitan Police Department's Ex Parte Motion to Exceed Page Limit of Response Brief</i>
07/26/2018	 Respondent's Brief Filed By: Defendant Las Vegas Metropolitan Police Department <i>Respondent LVMPD's Response to Las Vegas Review-Journal's Opening Brief Regarding NRS 239.001-Petition for Writ of Mandamus</i>
07/26/2018	 Notice of Entry of Order Filed By: Defendant Las Vegas Metropolitan Police Department <i>Notice of Entry of Order Granting Respondent LVMPD's Ex Parte Motion to Exceed Page Limit of Response Brief</i>
07/26/2018	 Appendix Filed By: Defendant Las Vegas Metropolitan Police Department <i>Table of Contents of Exhibits Attached to Respondent LVMPD's Response to Las Vegas Review Journal's Openig Brief</i>
08/02/2018	 Petitioner's Reply Brief Filed by: Plaintiff Las Vegas Review-Journal <i>Reply to Response to Opening Brief in Support of Public Records Act Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus</i>
08/03/2018	 Stipulation and Order Filed by: Plaintiff Las Vegas Review-Journal <i>Stipulation and Order Allowing Excess Pages</i>
08/03/2018	 Notice of Entry of Stipulation and Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Stipulation and Order</i>

CASE SUMMARY
CASE NO. A-18-775378-W

08/20/2018	 Recorders Transcript of Hearing <i>Recorders Transcript of Hearing Re:</i>
08/20/2018	 Brief Filed By: Defendant Las Vegas Metropolitan Police Department <i>Supplemental Brief Regarding LVMPD's Response to Las Vegas Review-Journal's Petition for Writ of Mandamus</i>
08/20/2018	 Supplement Filed by: Plaintiff Las Vegas Review-Journal <i>Supplemental Brief in Support of Public Records Act Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus</i>
08/20/2018	 Exhibits Filed By: Plaintiff Las Vegas Review-Journal <i>Appendix of Exhibits to Supplemental Brief in Support of Public Records Act Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus</i>
08/22/2018	 Stipulation and Order Filed by: Defendant Las Vegas Metropolitan Police Department <i>Stipulation and Order</i>
08/23/2018	 Notice of Entry of Stipulation and Order Filed By: Defendant Las Vegas Metropolitan Police Department <i>Notice of Entry of Stipulation and Order</i>
08/27/2018	 Recorders Transcript of Hearing <i>Recorders Transcript of Hearing Re:</i>
08/29/2018	 Supplement Filed by: Defendant Las Vegas Metropolitan Police Department <i>Las Vegas Metropolitan Police Department's Supplemental Brief in Support of Its Response to Las Vegas Review-Journal's Petition for Writ of Mandamus</i>
09/07/2018	 Order <i>Order From August 8, 2018 Hearing</i>
09/07/2018	 Order <i>Order From August 22, 2018 Hearing</i>
09/07/2018	 Response Filed by: Plaintiff Las Vegas Review-Journal <i>Las Vegas Review-Journal's Response to Las Vegas Metropolitan Police Department's Second Supplemental Brief in Support of Its Response to Las Vegas Review-Journal's Petition for Writ of Mandamus (Addressing Unit Assignments)</i>
09/07/2018	 Exhibits Filed By: Plaintiff Las Vegas Review-Journal <i>Appendix of Exhibits to Las Vegas Review-Journal's Response to Las Vegas Metropolitan Police Department's Second Supplemental Brief in Support of Its Response to Las Vegas Review-Journal's Petition for Writ of Mandamus (Addressing Unit Assignments)</i>
09/08/2018	 Exhibits Filed By: Plaintiff Las Vegas Review-Journal <i>Supplemental Appendix of Exhibits to Las Vegas Review-Journal's Petition for Writ of</i>

CASE SUMMARY
CASE NO. A-18-775378-W

Mandamus

09/11/2018	 Notice of Entry of Order <i>Notice of Entry of Order</i>
09/11/2018	 Notice of Entry of Order <i>Notice of Entry of Order</i>
09/14/2018	 Stipulation and Order Filed by: Plaintiff Las Vegas Review-Journal <i>Stipulation and Order Regarding Briefing Schedule for Motion for Attorney Fees</i>
09/14/2018	 Notice of Entry of Stipulation and Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Stipulation and Order</i>
10/16/2018	 Notice of Change of Firm Name Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Change of Firm Name</i>
02/14/2019	 Order Scheduling Status Check <i>Amended Order Setting Status Check</i>
02/14/2019	 Order Scheduling Status Check <i>Order Setting Status Check</i>
02/22/2019	 Motion to Amend Filed By: Plaintiff Las Vegas Review-Journal <i>Motion for Leave to File Amended Public Records Act Application Pursuant to NRS 239.001 / Petition for Writ of Mandamus - Expedited Matter Pursuant to Nev. Rev. Stat. 239.011</i>
03/04/2019	 Stipulation and Order Filed by: Plaintiff Las Vegas Review-Journal <i>Amendment to Stipulation and Order</i>
03/04/2019	 Notice of Entry of Stipulation and Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Amendment to Stipulation and Order</i>
03/11/2019	 Opposition to Motion Filed By: Defendant Las Vegas Metropolitan Police Department <i>Respondent LVMPD's Opposition to LVRJ's Motion for Leave to File Amended Public Records Act Application Purusant to NRS 239.001/Petition for Writ of Mandamus</i>
03/18/2019	 Supplemental Brief Filed By: Defendant Las Vegas Metropolitan Police Department <i>LVMPD's Supplemental Brief in Support of Its Response to LVRJ's Opening Brief Regarding NRS 239.001/Petition for Writ of Mandamus</i>
03/18/2019	 Supplemental Brief Filed By: Plaintiff Las Vegas Review-Journal <i>Petitioner The Las Vegas Review-Journal's Supplemental Brief Regarding Arrest Reports, Redactions, and Patrol Officer Unit Assignments</i>

CASE SUMMARY
CASE NO. A-18-775378-W

03/18/2019	 Exhibits Filed By: Plaintiff Las Vegas Review-Journal <i>Appendix of Exhibits in Support of Petitioner The Las Vegas Review-Journal's Supplemental Brief Regarding Arrest Reports, Redactions, and Patrol Officer Unit Assignments</i>
03/22/2019	 Supplemental Brief Filed By: Defendant Las Vegas Metropolitan Police Department <i>Las Vegas Metropolitan Police Department's Supplemental Brief Regarding Scope Manaul</i>
03/28/2019	 Demand for Jury Trial Filed By: Defendant Las Vegas Metropolitan Police Department <i>Jury Demand</i>
04/01/2019	 Order Filed By: Plaintiff Las Vegas Review-Journal <i>Order Granting Motion to Amend Petition</i>
04/01/2019	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Order</i>
04/01/2019	 Supplement Filed by: Plaintiff Las Vegas Review-Journal <i>Supplement to Public Records Act Application Pursuant to NRS 239.001/ Petition for Writ of Mandamus (Expedited Matter Pursuant to Nev. Rev. State. 239.011)</i>
04/01/2019	 Exhibits Filed By: Plaintiff Las Vegas Review-Journal <i>Appendix of Exhibits in Support of Supplement to Public Records Act Application Pursuant to NRS 239.001/ Petition for Writ of Mandamus</i>
04/09/2019	 Petitioners Opening Brief Filed by: Plaintiff Las Vegas Review-Journal <i>Opening Brief in Support of Supplement to Public Records Act Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus</i>
04/12/2019	 Order Filed By: Plaintiff Las Vegas Review-Journal <i>Order</i>
04/12/2019	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Review-Journal <i>Notice of Entry of Order</i>
04/12/2019	 Motion for Protective Order Filed By: Defendant Las Vegas Metropolitan Police Department <i>Las Vegas Metropolitan Police Department's Motion for Protective Order on an Order Shortening Time</i>
04/12/2019	 Appendix Filed By: Defendant Las Vegas Metropolitan Police Department <i>Appendix of Exhibits to Las Vegas Metropolitan Police Department's Motion for Protective Order on an Order Shortening Time</i>
04/15/2019	 Motion

CASE SUMMARY

CASE NO. A-18-775378-W

Filed By: Defendant Las Vegas Metropolitan Police Department
Las Vegas Metropolitan Police Department's Motion for 54(b) Certification and for Stay Pending Appeal

04/16/2019



Clerk's Notice of Hearing
Notice of Hearing

04/18/2019



Errata

Filed By: Defendant Las Vegas Metropolitan Police Department
Errata to Las Vegas Metropolitan Police Department's Motion for Protective Order on an Order Shortening Time

04/24/2019



Response

Filed by: Defendant Las Vegas Metropolitan Police Department
Respondent Las Vegas Metropolitan Police Department's Response to Las Vegas Review-Journal's Opening Brief Regarding NRS 239.001 Petition for Writ of Mandamus

04/25/2019



Motion for Order Extending Time

Filed by: Plaintiff Las Vegas Review-Journal
Unopposed Untimely Motion for Extension of Time for Response to Las Vegas Metropolitan Police Department's Motion for Protective Order

04/26/2019



Stipulation and Order

Filed by: Defendant Las Vegas Metropolitan Police Department
Stipulation and Order Regarding Supplemental Briefing Hearing

04/26/2019



Notice of Entry of Stipulation and Order

Filed By: Defendant Las Vegas Metropolitan Police Department
Notice of Entry of Stipulation and Order

04/29/2019



Stipulation and Order

Filed by: Plaintiff Las Vegas Review-Journal
Stipulation and Order Regarding Supplemental Briefing Schedule

04/29/2019



Notice of Entry of Order

Filed By: Plaintiff Las Vegas Review-Journal
Notice of Entry of Order

05/10/2019



Non Opposition

Filed By: Plaintiff Las Vegas Review-Journal
Notice of Non-Opposition to Las Vegas Metropolitan Police Department Motion for 54(b) Certification and Stay Pending Appeal

05/15/2019



Reply in Support

Filed By: Defendant Las Vegas Metropolitan Police Department
LVMPD's Reply in Support of Motion for 54(b) Certification and for Stay Pending Appeal

05/15/2019



Errata

Filed By: Defendant Las Vegas Metropolitan Police Department
Errata to LVMPD's Reply in Support of Motion for 54(b) Certification and for Stay Pending Appeal

05/17/2019



Reply in Support

Filed By: Plaintiff Las Vegas Review-Journal
Reply Brief in Support of Public Records Act Supplement to Application Pursuant to Nev. Rev.

CASE SUMMARY
CASE NO. A-18-775378-W

Stat. 239.001 / Petition for Writ of Mandamus

05/17/2019



Response

Filed by: Plaintiff Las Vegas Review-Journal
Response in Opposition to Las Vegas Metropolitan Police Department's Motion for Protective Order

05/24/2019



Reply in Support

Filed By: Defendant Las Vegas Metropolitan Police Department
Las Vegas Metropolitan Police Department's Reply in Support of Motion for Protective Order

05/29/2019



Order

Filed By: Defendant Las Vegas Metropolitan Police Department
Order

05/30/2019



Notice of Entry of Order

Filed By: Defendant Las Vegas Metropolitan Police Department
Notice of Entry of Order

06/05/2019



Notice of Appeal

Filed By: Defendant Las Vegas Metropolitan Police Department
Respondent Las Vegas Metropolitan Police Department's Notice of Appeal

06/05/2019



Case Appeal Statement

Filed By: Defendant Las Vegas Metropolitan Police Department
Respondent Las Vegas Metropolitan Police Department's Case Appeal Statement

HEARINGS

08/08/2018



Hearing (9:00 AM) (Judicial Officer: Hardy, Joe)

08/08/2018, 08/22/2018

Continued;

Continued;

Temporary Stay

Journal Entry Details:

The court noted that it had reviewed the supplemental briefs, and commended the parties on their efforts during the meet and confer. Following arguments by counsel, COURT ORDERED the following: (1) the parties shall be REQUIRED to meet and confer again in good faith, in person, on or before September 7, 2018; (2) counsel for both parties, as well as representatives for both parties, shall be required to appear at the meet and confer; (3) the parties shall be required to discuss the following: (a) the bases for the representations made in the Declarations; (b) confidentiality issues, and the various possible remedies to those issues; (c) whether either party felt that a jury trial would be necessary; (d) the discovery process, and whether the parties felt that a discovery master needed to be appointed; (e) the requested information on patrol officers; and (f) whether any of the requested information could be transmitted to the Review Journal electronically; (4) as of the instant Order, the Review Journal shall be PERMITTED to Notice Custodian of Record Depositions; (5) the discovery set forth in point number 4 shall be the only discovery permitted at this time; (6) Metro shall be REQUIRED to PRODUCE the LEST training manual to The Review Journal, IMMEDIATELY; (7) the parties shall be required to inform the Court, in writing, whether they felt that a jury trial would be necessary; and (8) unless the parties were able to come to an agreement during the meet and confer, Metro shall be required to provide supplemental briefs regarding their objection to providing the requested information related to patrol officers, and said briefs must provide the Court with evidence supporting their position. COURT FURTHER ORDERED the instant matter was hereby CONTINUED to allow the parties to comply with the Court's Order, and, potentially, for further arguments. CONTINUED TO: 9/19/18 9:00 AM;

Continued;

Continued;

Temporary Stay

CASE SUMMARY
CASE NO. A-18-775378-W

Journal Entry Details:

Ms. McLetchie argued that Las Vegas Metropolitan Police Department (LVMPD) was required to provide the documents requested by the Review Journal (RJ), pursuant to the Nevada Public Records Act (NPRA). Additionally, Mr. McLetchie argued that LVMPD had failed to produce the requested documents related to sex trafficking for approximately a year and a half, and had not provided any evidence to support their position that the information was confidential, or that the information was not searchable; NRS 239.0113 and NRS 239.0107 cited. Ms. Nichols argued in opposition to Plaintiff's position, stating that numerous conversations were had between Ms. McLetchie and Mr. Crosby, wherein the RJ was informed of the reasons why it was impossible to search for the information they were requesting. Furthermore, Ms. McLetchie argued that, when a general statute conflicted with a more specific statute, such as NRS 179A, then the specific statute controlled. Upon Court's inquiry as to why LVMPD had failed to provide any evidence in support of their position, Ms. McLetchie represented that LVMPD was not required to create a document in response to a public records request. COURT ORDERED the instant matter was hereby CONTINUED, FINDING and ORDERING the following: (1) it was clear as of the instant hearing, that LVMPD had failed to comply with, or even come close to complying with the NPRA, although they have had more than enough time to do so; (2) LVMPD either did not understand their obligations under the NPRA, or they understood them, and felt that they did not have to comply; (3) LVMPD was REQUIRED TO COMPLY with the NPRA; (4) LVMPD failed to provide any evidence to the Court that would support their position, despite having a period of two months in which to respond to the instant Motion; (5) LVMPD has forced the Plaintiff to incur attorney's fees and costs that should not have been incurred; (6) Ms. Nichols shall be responsible for communicating the Court's findings, Orders, and directives to LVMPD; (7) counsel for the parties shall be REQUIRED to meet and confer in good faith, and have a frank and candid discussion regarding costs, as well as discussions regarding a procedure for LVMPD to provide the requested information; (8) LVMPD's positions regarding their failure to comply with the NPRA, were without merit; (9) the good faith meet and confer was being Ordered, to allow LVMPD a last opportunity to comply with their obligations; (10) if the parties are able to reach an agreement during the meet and confer, they shall be required to provide a proposed agreement to the Court in the form of a Stipulation and Order, no later than August 20, 2018; (11) if the parties were unable to reach an agreement during the meet and confer, they must submit supplemental briefing to the Court; (12) LVMPD has the burden of proof to show confidentiality, pursuant to the statutes; and (13) if the parties were unable to reach an agreement during the meet and confer, the Court may Order that a Custodian of Records deposition be taken, and it may Order that documents be produced. CONTINUED TO: 8/22/18 9:00 AM;

02/15/2019



Minute Order (3:00 AM) (Judicial Officer: Hardy, Joe)

Setting of Status Check.

Minute Order - No Hearing Held;

Journal Entry Details:

The petition having been denied, it is hereby ORDERED, that this matter is set for a status check in Department 15, Courtroom 11D, on March 4, 2019, at 9:00 a.m. regarding compliance with the Court's September 7, 2018 Orders and further proceedings. CLERK'S NOTE: A copy of this minute order was e-mailed to: Margaret A. McLetchie, Esq. [maggie@nvlitigation.com] and Jackie V. Nichols, Esq. [jnichols@maclaw.com]. (KD 2/15/19) ;

03/04/2019



Status Check (9:00 AM) (Judicial Officer: Hardy, Joe)

Status Check: September 7, 2018, Order

Matter Heard;

Journal Entry Details:

Also present: Benjamin Lippman, Representative for Las Vegas Review Journal Mr. McLetchie presented the Court with a Stipulation and Order related to the February 19, 2019, meet and confer, which clarified issues related to the type of documents that Defendant should be providing. Amendment To Stipulation And Order SIGNED IN OPEN COURT. Additionally, Ms. McLetchie noted that Plaintiff received the transcript from the February 19, 2019, meet and confer, and that transcript was being used to ensure the deposition notices were as refined as possible. Regarding the records that had already been submitted, Ms. McLetchie stated that Defendant had submitted some sex trafficking records from December of 2016, which was only a partial production; however, the parties had moved on to the solicitation arrest reports from 2017 and 2018. Ms. McLetchie expressed concern regarding the slow pace with which the Defendant was producing the required records. Furthermore, Ms. McLetchie noted that Defendant was redacting certain records that listed the names of sex trafficking victims who

CASE SUMMARY

CASE NO. A-18-775378-W

had testified in court, in violation of NRS 179A.100. As to any outstanding issues, Ms. McLetchie stated that the issue of costs needed to be decided by the Court, noting that said issue was ripe for adjudication. Ms. Nichols affirmed all of Ms. McLetchie's statements, noting that she would be amenable to submitting simultaneous supplemental briefs. COURT ORDERED the following: (1) the parties shall be REQUIRED to submit simultaneous supplemental briefs no later than 5:00 PM on March 18, 2019; (2) the parties shall not be limited as to the issues that could be raised in the supplemental briefs; (3) the issue of costs remained outstanding, and was ripe for a ruling; (4) regarding any discovery issues, the Court's prior Orders regarding discovery would STAND; (5) NRCP 30(b)(6) depositions would be permitted as previously Ordered; and (6) the parties would be limited to thirty (30) pages for their supplemental briefs. COURT FURTHER ORDERED a Hearing was hereby SET regarding the issues contained in the supplemental briefs. 3/27/19 9:00 AM HEARING;

03/13/2019



Motion for Leave (9:00 AM) (Judicial Officer: Hardy, Joe)

Motion for Leave to File Amended Public Records Act Application Pursuant to NRS 239.001/
Petition for Writ of Mandamus

Motion Granted;

Journal Entry Details:

Ms. McLetchie argued in support of the Motion, stating that, pursuant to NRCP 15(a), leave to amend must be freely given when justice so required. Additionally, Ms. McLetchie argued that permitting the amendment would allow for a more cost efficient means of resolving overlapping issues. The Court noted that Defendant's counsel claimed the Court had already ruled upon the merits of the case, and ordered that all requested documents be disclosed. Upon Court's inquiry, Ms. Nichols was unable to produce a Court Order indicating that the disclosure of all requested documents had been ordered. Matter trailed to allow Ms. McLetchie to review the Court's prior Orders. Matter recalled. After reviewing the Court's Orders, Ms. Nichols advised that Defendant no longer took the position that the Court had Ordered the disclosure of all of the requested documents. Ms. Nichols argued in opposition to the Motion, stating that in order for an amendment to be granted, the proposed amendment must relate to the same transaction or occurrences contained in the original Motion. COURT ORDERED the instant Motion was hereby GRANTED, FINDING the following: (1) the Court agreed with the Defendant's argument that Plaintiff was seeking to supplement pursuant to NRCP 15(d), rather than seeking to amend pursuant to NRCP 15(a); (2) reasonable notice had been given to the Defendant through the instant Motion to allow for the Plaintiff to supplement; (3) there was a relationship between the original requests and the new requests, as they both concerned the same research project, and the requests had been submitted by the same reporter; (4) the relationship between the requests, the efficiency that the supplement would facilitate, and consistency in the Court's rulings, all supported the granting of the instant Motion; (5) if Plaintiff were required to file a separate action for the new requests, it would defeat NRCP 1, which called for a speedy resolution to an action; (6) the new requests would be subject to additional rulings by the Court; (7) as of the instant hearing, the Court had not Ordered the disclosure of all the requested records; (8) Defendant's argument that allowing the supplemental requests would cause undue delay, was incorrect; allowing the supplemental requests would help alleviate any potential delays; (9) to the extent there was a delay, Plaintiff had acknowledged that the additional requests would take additional time to fulfill; (10) the Court previously found that the Defendant caused a delay when they failed to respond to the original set of requests; however, since that finding, Defendant has been acting in good faith; (11) taking the pre-litigation delays by Defendant into account, the small delay that might be caused by the supplemental requests, would not be highly prejudicial to the Defendant; (12) the Court took the procedural history into account when making its ruling on the instant Motion; (13) the Nevada Public Records Act (NPRa) indicated that all requests must move expeditiously, and the instant case was moving expeditiously prior to the Defendant filing a Writ with the Supreme Court, which delayed the case approximately five months; (14) due to the facts and circumstances of the case, any further delay would not be undue; (15) there was no prejudice to the Defendant with the addition of the new requests and the supplemental pleadings; (16) the Court reviewed and considered NRCP 15(d) and the Reynolds v. United States case in making its decision; (17) the Court was bound by, and followed, the Szilagyi v. Testa case; (18) by allowing the addition of claims that arose after the Writ was filed, the Court would have as complete an adjudication as possible; (19) NRCP 1 supported allowing supplemental pleadings; (20) the briefing schedule currently in place would need to be amended; (21) the NRCP 30(b)(6) deposition that Plaintiff was permitted to take, was singular; however, the deposition could include more than one witness on behalf of the Defendant; (22) Plaintiff shall be required to file the Petition for Writ of Mandamus as an AMENDED Petition for Writ of Mandamus; (23) a hearing regarding the supplemental briefing had already been set, and the parties would be permitted to address the redactions issue at that time. Ms. McLetchie to prepare the Order, and forward it to Ms. Nichols for approval as to form and

CASE SUMMARY

CASE NO. A-18-775378-W

content. Due to the ruling, Ms. Nichols requested a 16.1 conference, a Scheduling Order, and the setting of a trial date. COURT ORDERED Ms. Nichols to confer with Ms. McLetchie regarding her request; if the parties were unable to resolve the issue, the Court would provide direction. ;

03/27/2019



Hearing (9:00 AM) (Judicial Officer: Hardy, Joe)

Supplemental Briefing

MINUTES

Matter Heard;

Journal Entry Details:

Ms. McLetchie presented the Court with a Proposed Order for the Motion for Leave to File Amended Public Records Act Application Pursuant to NRS 239.001, which was decided on March 13, 2019. Ms. McLetchie stated the briefing schedule to which the parties had agree, for the record. Ms. Nichols affirmed Ms. McLetchie's representations. COURT ORDERED a BRIEFING SCHEDULE on the Amended Petition for Writ of Mandamus was SET as follows: (1) Plaintiff's Opening Brief shall be DUE BY April 5, 2019; (2) Defendant's Response shall be DUE BY April 22, 2019; and (3) Plaintiff's Reply shall be DUE BY May 2, 2019. COURT FURTHER ORDERED a Hearing on the Amended Petition for Writ of Mandamus was hereby SET. Upon Ms. McLetchie's inquiry, the Court noted that it did not require a written Order regarding the briefing schedule. Ms. McLetchie advised that the parties had submitted simultaneous supplemental briefs regarding the scope of the redactions. The Court noted that it reviewed all applicable briefs, and provided its initial thoughts and inclinations on the scope of the redactions. Regarding the issue of a jury trial, Ms. McLetchie stated that she did not believe there were any factual issues that would require a jury trial. Regarding the withholding of open arrest reports and sex trafficking reports, Ms. McLetchie argued that the withholding of open arrest reports was a violation of the Court's Order, and a violation of the Stipulation and Order the parties had signed; Accord Montesano v. Donrey Media Group case cited. Ms. Nichols argued that the Donrey case must be applied when there was no applicable statute to apply to a case. Regarding the open arrest reports, Ms. McLetchie argued that cases could be compromised by disclosing open arrest reports, and Metro never waived its right to protect open arrest reports. As to the disclosure of sex trafficking reports, MS. Nichols argued that NRS 200.3771 and NRS 200.3773 prohibited Metro from releasing information regarding sex trafficking victims. COURT ORDERED and FOUND the following: (1) the redactions to the SCOPE MANUAL had been properly done; (2) a jury trial WOULD NOT be held in the instant case; (3) the Court could determine whether parties were entitled to a jury trial, and given the statute concerned in the instant case, as well as the facts in the instant case, it would not be appropriate to hold a jury trial; (4) to the extent that a bench trial, or evidentiary hearing, was held, the Court would be the sole trier of fact; (5) neither party had demanded a jury trial; (6) if a sex trafficking victim, or an undercover officer, testified in open court, those individuals' names were now part of the public record, and the redaction of their names from any records would not be proper; (7) Metro shall be required to produce patrol officer unit assignments for 2014, 2015, 2016, and 2017, as Metro had not met their burden of demonstrating that those unit assignments were not part of the public record; (8) the evidence submitted by Metro in support of their opposition to the Review Journal's requests for the unit assignments, contained deficiencies; (9) even if the Court applied the test set forth in the Donrey case, the concerns expressed by Metro through the evidence they submitted, was speculative in nature, given the years the Review Journal was requesting information from; (10) regarding the arrest reports for solicitation, the Court looked to the Stipulation and Order filed by the parties in August of 2018; the language contained in section 1 of said Stipulation and Order went to closed sex trafficking cases, but the language in section 2 amended the Stipulation and Order to include arrests from 2017; (11) the parties' Stipulation and Order indicated that Metro was to produce arrest records on a rolling basis, and there was nothing to indicate that those records would be limited to open or closed arrest records; therefore, Metro shall be REQUIRED to PRODUCE both open and closed solicitation arrest records on a rolling basis, for the years set forth in the Stipulation and Order; and (12) ruling DEFERRED on all other outstanding issues. Ms. McLetchie to prepare the Order, and forward it to Ms. Nichols for approval as to form and content. ;

05/16/2019



Motion For Stay (3:00 AM) (Judicial Officer: Hardy, Joe)

Las Vegas Metropolitan Police Department's Motion for 54(b) Certification and for Stay Pending Appeal

Minute Order - No Hearing Held;

Journal Entry Details:

COURT ORDERED, Respondent Las Vegas Metropolitan Police Department s Motion for 54

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-18-775378-W

(b) Certification and Stay Pending Appeal is hereby **ADVANCED** and **GRANTED** in its entirety for the reasons set forth in the Motion and as unopposed pursuant to EDCR 2.20(e). Respondent's counsel is to prepare the written order, submit it to all counsel for review and approval, and submit it to Department 15's chambers within 10 days pursuant to EDCR 7.21. **CLERK'S NOTE:** A copy of this minute order was e-mailed to: Nick D. Crosby, Esq. [ncrosby@maclaw.com], Jackie V. Nichols, Esq. [jnichols@maclaw.com], and Margaret A. McLetchie, Esq. [maggie@nvlitigation.com]. (KD 5/16/19);

05/22/2019

Hearing (9:00 AM) (Judicial Officer: Hardy, Joe)

Hearing: Amended Petition for Writ of Mandamus

05/08/2019

Continued to 05/22/2019 - Stipulation and Order - Las Vegas Review-Journal; Las Vegas Metropolitan Police Department

06/05/2019



Minute Order (3:00 AM) (Judicial Officer: Hardy, Joe)

Minute Order: In Camera Review

Minute Order - No Hearing Held;

Journal Entry Details:

*Pursuant to the court's ruling on May 22, 2019, LVMPD submitted the CCAC/Guardian meeting agendas for in camera review. Accompanying the submission was a cover letter explaining that except for the two-page agenda for the November 13, 2017 meeting, the agendas of the other meetings were produced in unredacted form subsequent to the hearing. The court has reviewed the unredacted version of the November 13, 2017 meeting and finds that LVMPD has met its burden of showing the redactions are proper for the reasons set forth in LVMPD's briefing. LVMPD's counsel is to prepare the written order consistent with this minute order, submit it to LVRJ's counsel for review and approval, and then submit it to Department 15's chambers within 14 days pursuant to EDCR 7.21. **CLERK'S NOTE:** A copy of this minute order was e-mailed to: Margaret McLetchie, Esq. [maggie@nvlitigation.com], Jacqueline Nichols, Esq. [jnichols@maclaw.com], and Nick Crosby, Esq. [ncrosby@maclaw.com]. (KD 6/5/19) ;*

06/19/2019

Status Check (9:00 AM) (Judicial Officer: Hardy, Joe)

Status Check: Meet and Confer

06/21/2019

Motion for Protective Order (9:00 AM) (Judicial Officer: Truman, Erin)

Las Vegas Metropolitan Police Department's Motion for Protective Order on an OST

DATE

FINANCIAL INFORMATION

Defendant Las Vegas Metropolitan Police Department

Total Charges

27.50

Total Payments and Credits

27.50

Balance Due as of 6/6/2019

0.00

Plaintiff Las Vegas Review-Journal

Total Charges

270.00

Total Payments and Credits

270.00

Balance Due as of 6/6/2019

0.00

DISTRICT COURT CIVIL COVER SHEET

County, Nevada

Case No.

Department 15

(Assigned by Clerk's Office)

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):	Defendant(s) (name/address/phone):
The Las Vegas Review-Journal	Las Vegas Metropolitan Police Department
c/o McLetchie Shell LLC	400 Martin Luther King Blvd.; Las Vegas, Nevada 89106
701 East Bridger Avenue, Suite 520; Las Vegas, NV 89101	(702) 828-3111
(702) 728-5300	
Attorney (name/address/phone):	Attorney (name/address/phone):
Margaret A. McLetchie and Alina M. Shell	Nick D. Crosby, Esq.
McLetchie Shell LLC	Marquis Aurbach Coffing
701 East Bridger Avenue, Suite 520; Las Vegas, NV 89101	10001 Park Run Drive; Las Vegas, Nevada 89145
(702) 728-5300	(702) 942-2158

II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate Probate (select case type and estate value) <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ Civil Writ <input type="checkbox"/> Writ of Habeas Corpus <input checked="" type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

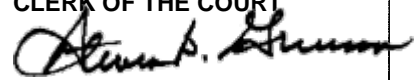
Business Court filings should be filed using the Business Court civil coversheet.

05/31/2018

Date

Signature of initiating party or representative

See other side for family-related case filings.



Original

Marquis Aurbach Coffing

Nick D. Crosby, Esq.

Nevada Bar No. 8996

Jackie V. Nichols, Esq.

Nevada Bar No. 14246

10001 Park Run Drive

Las Vegas, Nevada 89145

Telephone: (702) 382-0711

Facsimile: (702) 382-5816

ncrosby@maclaw.com

jnichols@maclaw.com

*Attorneys for Respondent, Las Vegas**Metropolitan Police Department***DISTRICT COURT****CLARK COUNTY, NEVADA**

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W

Dept. No.: XV

ORDER

This matter, having come before the Court on May 20¹⁶, 2019 for a hearing on Respondent the Las Vegas Metropolitan Police Department's ("LVMPD") Motion for 54(b) Certification and for Stay Pending Appeal, and the Court, having reviewed all of the papers and pleadings on file in this matter, and having considered the points and authorities thereof, and for good cause shown:

1. IT IS HEREBY ORDERED, ADJUDGED AND DECREED that LVMPD's Motion for NRCP 54(b) Certification is GRANTED;

2. IT IS FURTHER ORDERED that because no just reason for delay exists, this Court enters an express direction for the entry of judgment as to the Order filed on April 12, 2019 related to the Las Vegas Review-Journal's public record request of Patrol Officer Unit Assignments for the years 2014–2016;

1 3. IT IS FURTHER ORDERED that LVMPD's Motion for Stay Pending Appeal is
2 also GRANTED.

3 **ORDER**

4 IT IS SO ORDERED this 28th day of May, 2019.

5
6
7 
8 DISTRICT COURT JUDGE

9 Respectfully Submitted By:

10 MARQUIS AURBACH COFFING

11
12 By: 

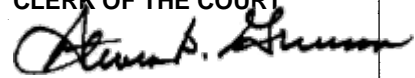
13 Nick D. Crosby, Esq.
14 Nevada Bar No. 8996
15 Jackie V. Nichols, Esq.
16 Nevada Bar No. 14246
17 10001 Park Run Drive
18 Las Vegas, Nevada 89145
19 *Attorneys for Respondent,*
20 *Las Vegas Metropolitan Police Department*

21 Approved as to Form and Content:

22 MCLEATCHIE LAW

23
24 By: 

25 Margaret A. McLetchie
26 Nevada Bar No. 10931
27 701 E. Bridger Ave., Suite 520
28 Las Vegas, Nevada 89101
Attorneys for Petitioner,
Las Vegas Review-Journal



Marquis Aurbach Coffing
Nick D. Crosby, Esq.
Nevada Bar No. 8996
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ncrosby@maclaw.com
jnichols@maclaw.com
*Attorneys for Respondent, Las Vegas
Metropolitan Police Department*

DISTRICT COURT

CLARK COUNTY, NEVADA

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W
Dept. No.: XV

NOTICE OF ENTRY OF ORDER

PLEASE TAKE NOTICE that an Order Regarding Respondent's Motion for 54(b) Certification and for Stay Pending Appeal was entered on the 29th day of May, 2019, a copy of which is attached hereto.

Dated this 30 day of May, 2019.

MARQUIS AURBACH COFFING

By: 

Nick D. Crosby, Esq.
Nevada Bar No. 8996
Jackie V. Nichols, Esq.
Nevada Bar No. 14246
10001 Park Run Drive
Las Vegas, Nevada 89145
*Attorneys for Respondent, Las Vegas
Metropolitan Police Department*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF ENTRY OF ORDER** was submitted electronically for filing and/or service with the Eighth Judicial District Court on the 30th day of May, 2019. Electronic service of the foregoing document shall be made in accordance with the E-Service List as follows:¹

Margaret A. McLetchie, Esq.
Alina M. Shell, Esq.
MCLETSCHIE LAW
701 East Bridger Avenue, Suite 520
Las Vegas, NV 89101
Email: maggie@nvlitigation.com
Counsel for Petitioner,
Las Vegas Review-Journal

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

N/A


An employee of Marquis Aurbach Coffing

¹ Pursuant to EDCR 8.05(a), each party who submits an E-Filed document through the E-Filing System consents to electronic service in accordance with NRCP 5(b)(2)(D).

MARQUIS AURBACH COFFING
10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

1 **Marquis Aurbach Coffing**
2 Nick D. Crosby, Esq.
3 Nevada Bar No. 8996
4 Jackie V. Nichols, Esq.
5 Nevada Bar No. 14246
6 10001 Park Run Drive
7 Las Vegas, Nevada 89145
8 Telephone: (702) 382-0711
9 Facsimile: (702) 382-5816
10 ncrosby@maclaw.com
11 jnichols@maclaw.com
12 *Attorneys for Respondent, Las Vegas*
13 *Metropolitan Police Department*

Original

Electronically Filed
5/29/2019 3:21 PM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

DISTRICT COURT

CLARK COUNTY, NEVADA

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Respondent.

Case No.: A-18-775378-W
Dept. No.: XV

ORDER

16
17 This matter, having come before the Court on May 20, 2019 for a hearing on Respondent
18 the Las Vegas Metropolitan Police Department's ("LVMPD") Motion for 54(b) Certification and
19 for Stay Pending Appeal, and the Court, having reviewed all of the papers and pleadings on file
20 in this matter, and having considered the points and authorities thereof, and for good cause
21 shown:

22 1. IT IS HEREBY ORDERED, ADJUDGED AND DECREED that LVMPD's
23 Motion for NRCP 54(b) Certification is GRANTED;

24 2. IT IS FURTHER ORDERED that because no just reason for delay exists, this
25 Court enters an express direction for the entry of judgment as to the Order filed on April 12,
26 2019 related to the Las Vegas Review-Journal's public record request of Patrol Officer Unit
27 Assignments for the years 2014-2016;

MARQUIS AURBACH COFFING

10001 Park Run Drive
Las Vegas, Nevada 89145
(702) 382-0711 FAX: (702) 382-5816

1 3. IT IS FURTHER ORDERED that LVMPD's Motion for Stay Pending Appeal is
2 also GRANTED.

3 ORDER

4 IT IS SO ORDERED this 28th day of May, 2019.

5
6 
7 DISTRICT COURT JUDGE
8

9 Respectfully Submitted By:

10 MARQUIS AURBACH COFFING

11
12 By: 

13 Nick D. Crosby, Esq.
14 Nevada Bar No. 8996
15 Jackie V. Nichols, Esq.
16 Nevada Bar No. 14246
17 10001 Park Run Drive
18 Las Vegas, Nevada 89145
19 *Attorneys for Respondent,*
20 *Las Vegas Metropolitan Police Department*

21 Approved as to Form and Content:

22 MCLEATCHIE LAW

23
24 By: 

25 Margaret A. McLetchie
26 Nevada Bar No. 10931
27 701 E. Bridger Ave., Suite 520
28 Las Vegas, Nevada 89101
Attorneys for Petitioner,
Las Vegas Review-Journal

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

August 08, 2018

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
vs.
Las Vegas Metropolitan Police Department, Defendant(s)

August 08, 2018 **9:00 AM** **Hearing**

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT:	Crosby, Nick D	Attorney
	McLetchie, Margaret A.	Attorney
	Nichols, Jacqueline	Attorney

JOURNAL ENTRIES

- Ms. McLetchie argued that Las Vegas Metropolitan Police Department (LVMPD) was required to provide the documents requested by the Review Journal (RJ), pursuant to the Nevada Public Records Act (NPRa). Additionally, Mr. McLetchie argued that LVMPD had failed to produce the requested documents related to sex trafficking for approximately a year and a half, and had not provided any evidence to support their position that the information was confidential, or that the information was not searchable; NRS 239.0113 and NRS 239.0107 cited. Ms. Nichols argued in opposition to Plaintiff's position, stating that numerous conversations were had between Ms. McLetchie and Mr. Crosby, wherein the RJ was informed of the reasons why it was impossible to search for the information they were requesting. Furthermore, Ms. McLetchie argued that, when a general statute conflicted with a more specific statute, such as NRS 179A, then the specific statute controlled. Upon Court's inquiry as to why LVMPD had failed to provide any evidence in support of their position, Ms. McLetchie represented that LVMPD was not required to create a document in response to a public records request. COURT ORDERED the instant matter was hereby CONTINUED, FINDING and ORDERING the following: (1) it was clear as of the instant hearing, that LVMPD had failed to comply with, or even come close to complying with the NPRa, although they have had more than enough time to do so; (2) LVMPD either did not understand their obligations under the NPRa, or they

understood them, and felt that they did not have to comply; (3) LVMPD was REQUIRED to COMPLY with the NPRA; (4) LVMPD failed to provide any evidence to the Court that would support their position, despite having a period of two months in which to respond to the instant Motion; (5) LVMPD has forced the Plaintiff to incur attorney's fees and costs that should not have been incurred; (6) Ms. Nichols shall be responsible for communicating the Court's findings, Orders, and directives to LVMPD; (7) counsel for the parties shall be REQUIRED to meet and confer in good faith, and have a frank and candid discussion regarding costs, as well as discussions regarding a procedure for LVMPD to provide the requested information; (8) LVMPD's positions regarding their failure to comply with the NPRA, were without merit; (9) the good faith meet and confer was being Ordered, to allow LVMPD a last opportunity to comply with their obligations; (10) if the parties are able to reach an agreement during the meet and confer, they shall be required to provide a proposed agreement to the Court in the form of a Stipulation and Order, no later than August 20, 2018; (11) if the parties were unable to reach an agreement during the meet and confer, they must submit supplemental briefing to the Court; (12) LVMPD has the burden of proof to show confidentiality, pursuant to the statutes; and (13) if the parties were unable to reach an agreement during the meet and confer, the Court may Order that a Custodian of Records deposition be taken, and it may Order that documents be produced.

CONTINUED TO: 8/22/18 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

August 22, 2018

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
vs.
Las Vegas Metropolitan Police Department, Defendant(s)

August 22, 2018 9:00 AM Hearing

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: Crosby, Nick D Attorney
 McLetchie, Margaret A. Attorney
 Nichols, Jacqueline Attorney

JOURNAL ENTRIES

- The court noted that it had reviewed the supplemental briefs, and commended the parties on their efforts during the meet and confer. Following arguments by counsel, COURT ORDERED the following: (1) the parties shall be REQUIRED to meet and confer again in good faith, in person, on or before September 7, 2018; (2) counsel for both parties, as well as representatives for both parties, shall be required to appear at the meet and confer; (3) the parties shall be required to discuss the following: (a) the bases for the representations made in the Declarations; (b) confidentiality issues, and the various possible remedies to those issues; (c) whether either party felt that a jury trial would be necessary; (d) the discovery process, and whether the parties felt that a discovery master needed to be appointed; (e) the requested information on patrol officers; and (f) whether any of the requested information could be transmitted to the Review Journal electronically; (4) as of the instant Order, the Review Journal shall be PERMITTED to Notice Custodian of Record Depositions; (5) the discovery set forth in point number 4 shall be the only discovery permitted at this time; (6) Metro shall be REQUIRED to PRODUCE the LEST training manual to The Review Journal, IMMEDIATELY; (7) the parties shall be required to inform the Court, in writing, whether they felt that a jury trial would be necessary; and (8) unless the parties were able to come to an agreement during the meet and confer, Metro shall be required to provide supplemental briefs regarding their objection to providing the

requested information related to patrol officers, and said briefs must provide the Court with evidence supporting their position. COURT FURTHER ORDERED the instant matter was hereby CONTINUED to allow the parties to comply with the Court's Order, and, potentially, for further arguments.

CONTINUED TO: 9/19/18 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

February 15, 2019

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
vs.
Las Vegas Metropolitan Police Department, Defendant(s)

February 15, 2019 3:00 AM Minute Order

HEARD BY: Hardy, Joe **COURTROOM:** Chambers

COURT CLERK: Kristin Duncan

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- The petition having been denied, it is hereby ORDERED, that this matter is set for a status check in Department 15, Courtroom 11D, on March 4, 2019, at 9:00 a.m. regarding compliance with the Court's September 7, 2018 Orders and further proceedings.

CLERK'S NOTE: A copy of this minute order was e-mailed to: Margaret A. McLetchie, Esq. [maggie@nvlitigation.com] and Jackie V. Nichols, Esq. [jnichols@maclaw.com]. (KD 2/15/19)

As to any outstanding issues, Ms. McLetchie stated that the issue of costs needed to be decided by the Court, noting that said issue was ripe for adjudication. Ms. Nichols affirmed all of Ms. McLetchie's statements, noting that she would be amenable to submitting simultaneous supplemental briefs.

COURT ORDERED the following: (1) the parties shall be REQUIRED to submit simultaneous supplemental briefs no later than 5:00 PM on March 18, 2019; (2) the parties shall not be limited as to the issues that could be raised in the supplemental briefs; (3) the issue of costs remained outstanding, and was ripe for a ruling; (4) regarding any discovery issues, the Court's prior Orders regarding discovery would STAND; (5) NRCP 30(b)(6) depositions would be permitted as previously Ordered; and (6) the parties would be limited to thirty (30) pages for their supplemental briefs.

COURT FURTHER ORDERED a Hearing was hereby SET regarding the issues contained in the supplemental briefs.

3/27/19 9:00 AM HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus**COURT MINUTES****March 13, 2019**

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
 vs.
 Las Vegas Metropolitan Police Department, Defendant(s)

March 13, 2019 9:00 AM Motion for Leave

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: McLetchie, Margaret A. Attorney
 Nichols, Jacqueline Attorney

JOURNAL ENTRIES

- Ms. McLetchie argued in support of the Motion, stating that, pursuant to NRCP 15(a), leave to amend must be freely given when justice so required. Additionally, Ms. McLetchie argued that permitting the amendment would allow for a more cost efficient means of resolving overlapping issues. The Court noted that Defendant's counsel claimed the Court had already ruled upon the merits of the case, and ordered that all requested documents be disclosed. Upon Court's inquiry, Ms. Nichols was unable to produce a Court Order indicating that the disclosure of all requested documents had been ordered. Matter trailed to allow Ms. McLetchie to review the Court's prior Orders.

Matter recalled. After reviewing the Court's Orders, Ms. Nichols advised that Defendant no longer took the position that the Court had Ordered the disclosure of all of the requested documents. Ms. Nichols argued in opposition to the Motion, stating that in order for an amendment to be granted, the proposed amendment must relate to the same transaction or occurrences contained in the original Motion. COURT ORDERED the instant Motion was hereby GRANTED, FINDING the following: (1) the Court agreed with the Defendant's argument that Plaintiff was seeking to supplement pursuant to NRCP 15(d), rather than seeking to amend pursuant to NRCP 15(a); (2) reasonable notice had been given to the Defendant through the instant Motion to allow for the Plaintiff to supplement; (3) there

was a relationship between the original requests and the new requests, as they both concerned the same research project, and the requests had been submitted by the same reporter; (4) the relationship between the requests, the efficiency that the supplement would facilitate, and consistency in the Court's rulings, all supported the granting of the instant Motion; (5) if Plaintiff were required to file a separate action for the new requests, it would defeat NRCP 1, which called for a speedy resolution to an action; (6) the new requests would be subject to additional rulings by the Court; (7) as of the instant hearing, the Court had not Ordered the disclosure of all the requested records; (8) Defendant's argument that allowing the supplemental requests would cause undue delay, was incorrect; allowing the supplemental requests would help alleviate any potential delays; (9) to the extent there was a delay, Plaintiff had acknowledged that the additional requests would take additional time to fulfill; (10) the Court previously found that the Defendant caused a delay when they failed to respond to the original set of requests; however, since that finding, Defendant has been acting in good faith; (11) taking the pre-litigation delays by Defendant into account, the small delay that might be caused by the supplemental requests, would not be highly prejudicial to the Defendant; (12) the Court took the procedural history into account when making its ruling on the instant Motion; (13) the Nevada Public Records Act (NPRA) indicated that all requests must move expeditiously, and the instant case was moving expeditiously prior to the Defendant filing a Writ with the Supreme Court, which delayed the case approximately five months; (14) due to the facts and circumstances of the case, any further delay would not be undue; (15) there was no prejudice to the Defendant with the addition of the new requests and the supplemental pleadings; (16) the Court reviewed and considered NRCP 15(d) and the Reynolds v. United States case in making its decision; (17) the Court was bound by, and followed, the Szilagyi v. Testa case; (18) by allowing the addition of claims that arose after the Writ was filed, the Court would have as complete an adjudication as possible; (19) NRCP 1 supported allowing supplemental pleadings; (20) the briefing schedule currently in place would need to be amended; (21) the NRCP 30(b)(6) deposition that Plaintiff was permitted to take, was singular; however, the deposition could include more than one witness on behalf of the Defendant; (22) Plaintiff shall be required to file the Petition for Writ of Mandamus as an AMENDED Petition for Writ of Mandamus; (23) a hearing regarding the supplemental briefing had already been set, and the parties would be permitted to address the redactions issue at that time. Ms. McLetchie to prepare the Order, and forward it to Ms. Nichols for approval as to form and content.

Due to the ruling, Ms. Nichols requested a 16.1 conference, a Scheduling Order, and the setting of a trial date. COURT ORDERED Ms. Nichols to confer with Ms. McLetchie regarding her request; if the parties were unable to resolve the issue, the Court would provide direction.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus**COURT MINUTES****March 27, 2019**

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
 vs.
 Las Vegas Metropolitan Police Department, Defendant(s)

March 27, 2019 9:00 AM Hearing

HEARD BY: Hardy, Joe **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: McLetchie, Margaret A. Attorney
 Nichols, Jacqueline Attorney

JOURNAL ENTRIES

- Ms. McLetchie presented the Court with a Proposed Order for the Motion for Leave to File Amended Public Records Act Application Pursuant to NRS 239.001, which was decided on March 13, 2019. Ms. McLetchie stated the briefing schedule to which the parties had agree, for the record. Ms. Nichols affirmed Ms. McLetchie's representations. COURT ORDERED a BRIEFING SCHEDULE on the Amended Petition for Writ of Mandamus was SET as follows: (1) Plaintiff's Opening Brief shall be DUE BY April 5, 2019; (2) Defendant's Response shall be DUE BY April 22, 2019; and (3) Plaintiff's Reply shall be DUE BY May 2, 2019. COURT FURTHER ORDERED a Hearing on the Amended Petition for Writ of Mandamus was hereby SET. Upon Ms. McLetchie's inquiry, the Court noted that it did not require a written Order regarding the briefing schedule.

Ms. McLetchie advised that the parties had submitted simultaneous supplemental briefs regarding the scope of the redactions. The Court noted that it reviewed all applicable briefs, and provided its initial thoughts and inclinations on the scope of the redactions. Regarding the issue of a jury trial, Ms. McLetchie stated that she did not believe there were any factual issues that would require a jury trial. Regarding the withholding of open arrest reports and sex trafficking reports, Ms. McLetchie argued that the withholding of open arrest reports was a violation of the Court's Order, and a violation of the Stipulation and Order the parties had signed; Accord Montesano v. Donrey Media

Group case cited. Ms. Nichols argued that the Donrey case must be applied when there was no applicable statute to apply to a case. Regarding the open arrest reports, Ms. McLetchie argued that cases could be compromised by disclosing open arrest reports, and Metro never waived its right to protect open arrest reports. As to the disclosure of sex trafficking reports, MS. Nichols argued that NRS 200.3771 and NRS 200.3773 prohibited Metro from releasing information regarding sex trafficking victims. COURT ORDERED and FOUND the following: (1) the redactions to the SCOPE MANUAL had been properly done; (2) a jury trial WOULD NOT be held in the instant case; (3) the Court could determine whether parties were entitled to a jury trial, and given the statute concerned in the instant case, as well as the facts in the instant case, it would not be appropriate to hold a jury trial; (4) to the extent that a bench trial, or evidentiary hearing, was held, the Court would be the sole trier of fact; (5) neither party had demanded a jury trial; (6) if a sex trafficking victim, or an undercover officer, testified in open court, those individuals' names were now part of the public record, and the redaction of their names from any records would not be proper; (7) Metro shall be required to produce patrol officer unit assignments for 2014, 2015, 2016, and 2017, as Metro had not met their burden of demonstrating that those unit assignments were not part of the public record; (8) the evidence submitted by Metro in support of their opposition to the Review Journal's requests for the unit assignments, contained deficiencies; (9) even if the Court applied the test set forth in the Donrey case, the concerns expressed by Metro through the evidence they submitted, was speculative in nature, given the years the Review Journal was requesting information from; (10) regarding the arrest reports for solicitation, the Court looked to the Stipulation and Order filed by the parties in August of 2018; the language contained in section 1 of said Stipulation and Order went to closed sex trafficking cases, but the language in section 2 amended the Stipulation and Order to include arrests from 2017; (11) the parties' Stipulation and Order indicated that Metro was to produce arrest records on a rolling basis, and there was nothing to indicate that those records would be limited to open or closed arrest records; therefore, Metro shall be REQUIRED to PRODUCE both open and closed solicitation arrest records on a rolling basis, for the years set forth in the Stipulation and Order; and (12) ruling DEFERRED on all other outstanding issues. Ms. McLetchie to prepare the Order, and forward it to Ms. Nichols for approval as to form and content.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

May 16, 2019

A-18-775378-W Las Vegas Review-Journal, Plaintiff(s)
vs.
Las Vegas Metropolitan Police Department, Defendant(s)

May 16, 2019 3:00 AM Motion For Stay

HEARD BY: Hardy, Joe **COURTROOM:** Chambers

COURT CLERK: Kristin Duncan

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- COURT ORDERED, Respondent Las Vegas Metropolitan Police Department s Motion for 54(b) Certification and Stay Pending Appeal is hereby ADVANCED and GRANTED in its entirety for the reasons set forth in the Motion and as unopposed pursuant to EDCR 2.20(e). Respondent s counsel is to prepare the written order, submit it to all counsel for review and approval, and submit it to Department 15 s chambers within 10 days pursuant to EDCR 7.21.

CLERK'S NOTE: A copy of this minute order was e-mailed to: Nick D. Crosby, Esq. [ncrosby@maclaw.com], Jackie V. Nichols, Esq. [jnichols@maclaw.com], and Margaret A. McLetchie, Esq. [maggie@nvlitigation.com]. (KD 5/16/19)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Mandamus

COURT MINUTES

June 05, 2019

A-18-775378-W	Las Vegas Review-Journal, Plaintiff(s)
	vs.
	Las Vegas Metropolitan Police Department, Defendant(s)

June 05, 2019	3:00 AM	Minute Order
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HEARD BY: Hardy, Joe	COURTROOM: Chambers
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COURT CLERK: Kristin Duncan

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Pursuant to the court's ruling on May 22, 2019, LVMPD submitted the CCAC/Guardian meeting agendas for in camera review. Accompanying the submission was a cover letter explaining that except for the two-page agenda for the November 13, 2017 meeting, the agendas of the other meetings were produced in unredacted form subsequent to the hearing.

The court has reviewed the unredacted version of the November 13, 2017 meeting and finds that LVMPD has met its burden of showing the redactions are proper for the reasons set forth in LVMPD's briefing.

LVMPD's counsel is to prepare the written order consistent with this minute order, submit it to LVRJ's counsel for review and approval, and then submit it to Department 15's chambers within 14 days pursuant to EDCR 7.21.

CLERK'S NOTE: A copy of this minute order was e-mailed to: Margaret McLetchie, Esq. [maggie@nvlitigation.com], Jacqueline Nichols, Esq. [jnichols@maclaw.com], and Nick Crosby, Esq. [ncrosby@maclaw.com]. (KD 6/5/19)

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

RESPONDENT LAS VEGAS METROPOLITAN POLICE DEPARTMENT'S
NOTICE OF APPEAL; RESPONDENT LAS VEGAS METROPOLITAN POLICE DEPARTMENT'S
CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET;
ORDER; NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES

LAS VEGAS REVIEW-JOURNAL,

Plaintiff(s),

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Defendant(s),

Case No: A-18-775378-W

Dept No: XV

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 6 day of June 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk