

IN THE SUPREME COURT OF THE STATE OF NEVADA

CRAIG THOMAS TIFFEE,
Appellant,
vs.
EIGHTH JUDICIAL DISTRICT COURT,
Respondent.

No. 79871

FILED

JAN 14 2022

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

ORDER PARTIALLY GRANTING MOTION

This is an appeal from a district court order denying a petition to seal criminal records. On May 5, 2021, this court issued an opinion reversing and remanding with instructions directing the district court to grant appellant's petition. *In re Tiffée*, 137 Nev., Adv. Op. 20, 485 P.3d 1249 (2021). Appellant has now filed a motion to seal the record.

As we explained in *Howard v. State*, consistent with "the long-standing recognition of the public's right to inspect and copy public records, including judicial records and documents," there is a "presumption favoring public access to judicial records and documents." 128 Nev. 736, 741, 291 P.3d 137, 141 (2012). Thus, "the party seeking to overcome the presumption of public access bears the burden of demonstrating a significant interest that outweighs this presumption." *Id.* at 743, 291 P.3d at 141-42. Further, when a party seeks relief in this court, which is traditionally a public forum, he necessarily gives up some degree of privacy. *See, e.g., News+Media Capital Group LLC v. Las Vegas Sun, Inc.*, 137 Nev., Adv. Op. 45, 495 P.3d 108, 114 n.4 (2021); *Jones v. Nevada Comm'n on Judicial Discipline*, 130 Nev. 99, 109, 318 P.3d 1078, 1085 (2014).

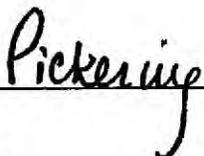
Here, the substance of appellant's motion indicates that he seeks to seal the entire appellate file, including this court's published

opinion. As appellant has not met his burden to demonstrate that such a broad, indiscriminate order sealing records is appropriate, we deny his request for such relief. *See Regents of Univ. of Cal. v. Superior Court of City and Cty. of San Francisco*, 976 P.2d 808, 828 (Cal. 1999) (“The public has a right to know what decisions government officials make and to have officials articulate fully the basis on which they act.”); *see also* SRCR 3(5)(c).

We partially grant the motion, however, to the extent appellant seeks to seal the appendices as they reflect the underlying criminal records that he has a statutorily recognized interest in sealing under NRS 179.245(1) and NRS 179.2445(1). Accordingly, we direct the clerk of this court to seal the appendices filed on April 2, 2020, and July 24, 2020.

It is so ORDERED.


_____, J.
Cadish


_____, J.
Pickering


_____, J.
Herndon

cc: Hon. Cristina D. Silva, District Judge
TCM Law
Clark County District Attorney
Eighth District Court Clerk