

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,

Petitioner,

vs.

THE SECOND JUDICIAL
DISTRICT COURT OF THE
STATE OF NEVADA, IN AND
FOR THE COUNTY OF WASHOE;
and THE HONORABLE
KATHLEEN M. DRAKULICH,
DISTRICT JUDGE,

Respondents.

Electronically Filed
Jun 05 2020 01:16 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No. 79792
(Consolidated with 80008
and 80009)

**RESPONDENTS' NON-OPPOSITION
TO PETITIONER'S MOTIONS TO FILE SUPPLEMENTAL
APPENDIX UNDER SEAL AND FOR ORDER FOR
TRANSMISSION OF SEALED TRANSCRIPT**

Respondents, the Second Judicial District Court of the State of Nevada, in and for the County of Washoe; and the Honorable Kathleen M. Drakulich, District Judge (hereafter "Respondents"), by and through counsel, Nevada Attorney General Aaron D. Ford and Deputy Attorney General Peter P. Handy, hereby file this Non-Opposition to Petitioner's Motion to File Supplemental Appendix Under Seal and Petitioner's Motion for Order for Transmission of Sealed Transcript, Document

Nos. 20-20345 and 20-20340, respectively, both of which were filed on May 29, 2020.

Based upon this Court's prior Order Denying Motions, Document No. 20-10796, in which this Court found that the "Court's review of the transcripts [was] warranted," Respondents do not oppose Petitioner's instant Motions.

However, Respondents desire to clarify the circumstances of the State's request for an already sealed-transcript from the court reporter as related in the instant Motions. The undersigned is informed and believes that the transcript to be provided will show that the Petitioner asserted it was not a party in the underlying matter, that the Honorable Judge Sattler ultimately permitted Petitioner to make a record, and that Judge Sattler ordered the proceedings sealed.

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The undersigned is further informed and believes that it was not until after Judge Sattler ordered the proceedings sealed that Petitioner (who asserted that it was not a party during the proceedings) requested the transcript.

RESPECTFULLY SUBMITTED this 5th day of June, 2020.

AARON D. FORD
Attorney General

By: /s/ Peter P. Handy
PETER P. HANDY
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CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General and that on this 5th day of June, 2020, I served a copy of the foregoing RESPONDENTS' NON-OPPOSITION TO PETITIONER'S MOTIONS TO FILE SUPPLEMENTAL APPENDIX UNDER SEAL AND FOR ORDER FOR TRANSMISSION OF SEALED TRANSCRIPT, by the Nevada Supreme Court's EFlex Electronic Filing System to:

JENNIFER P. NOBLE
Chief Appellate Deputy
Washoe County District Attorney's Office

/s/ Dorene A. Wright