

IN THE SUPREME COURT OF THE STATE OF NEVADA

RAEKWON ROBERTSON,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 81400

**FILED**

**APR 29 2021**

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

*NOTICE OF VOLUNTARY DISCLOSURE*

Appellant currently has a direct appeal pending before this court which stems from a homicide case that originated in the Eighth Judicial District Court. Pursuant to Rule 2.11(A)(6)(d) of the Nevada Code of Judicial Conduct, please be advised that I presided over two court dates in the instant matter while I was still a district judge in the Eighth Judicial District Court.

Beginning July 1, 2017, the Eighth Judicial District Court created a Homicide Case Team to preside over the court's homicide cases. I was appointed to be the Chief of the Homicide Case Team and served in that role until September, 2020. All pre-existing homicide cases still pending trial were reassigned to my department beginning in June, 2017, and any new homicide case filed by Information or Indictment on July 1, 2017, or thereafter was likewise assigned to my department. I would then assign the cases out to myself or one of the three other Homicide Case Team judges. While I obviously had substantial involvement with the cases assigned to myself, I had very little involvement with most cases assigned to the other judges. Typically, the case would come before me on its first appearance in District Court and I would handle the arraignment and then assign the case to one of the other judges. In those matters assigned to other judges, I generally would not have reviewed any materials on the case other than the

charging document presented during the first appearance, and I would have no recollection of the case. As such, I would have no bias or prejudices as to any of the parties or issues in the litigation and do not believe that my impartiality could reasonably be questioned.

Appellant's case falls within the above description. The case was originally filed in the Eighth Judicial District Court in December, 2017, and was placed on my calendar on December 19, 2017, for administrative reassignment to the Homicide Case Team. At that time, I accepted Appellant's not guilty plea and I assigned the matter to Homicide Case Team Judge Eric Johnson. Thereafter, the State sought and obtained a superseding indictment in the matter. The case then appeared before me again on April 19, 2018, wherein I assigned the new indictment to Judge Johnson who I had previously designated to preside over the case. That was the only involvement I had in the matter.

As previously stated, I have no bias or prejudices as to any of the parties or issues in the litigation and do not believe that my impartiality could reasonably be questioned. However, I make this disclosure so that any person who wishes to request my disqualification may do so by filing a motion pursuant to NRAP 35. Any recusal request should be made in writing within seven (7) days of the filing date of this Voluntary Disclosure.

  
\_\_\_\_\_, J.  
Herndon

cc: Mayfield, Gruber & Sanft/Las Vegas  
Attorney General/Carson City  
Clark County District Attorney  
Eighth District Court Clerk