

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

THE LAS VEGAS REVIEW-  
JOURNAL,

Appellant,

vs.

CITY OF HENDERSON,  
Respondent.

Electronically Filed  
Jan 14 2021 10:58 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

CASE NO.: 81758

**JOINT APPENDIX – VOLUME IX**  
**[JA1600 – JA1613]**

Appeal from Eighth Judicial District Court, Clark County  
The Honorable Trevor L. Atkin, District Judge  
District Court Case No. A-16-747289-W

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## **CERTIFICATE OF SERVICE**

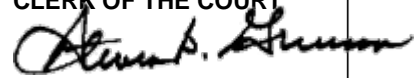
I hereby certify that the foregoing JOINT APPENDIX - VOLUME IX was filed electronically with the Nevada Supreme Court on the 14th day of January, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

LAS VEGAS REVIEW-JOURNAL,

Petitioner,

vs.

CITY OF HENDERSON,

Respondent.

Case No. A-16-747289-W

Dept. No. VIII

**NOTICE OF ENTRY OF ORDER**

On August 4, 2020, an Order was entered in the above-captioned matter. A true and correct copy is attached.

///

///

///



1 DATED this August 5, 2020.

2 CITY OF HENDERSON

3 By: /s/ Brian R. Reeve

4 Brian R. Reeve  
5 Assistant City Attorney  
6 City of Henderson  
7 Nevada Bar No. 10197  
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18 **CERTIFICATE OF SERVICE**

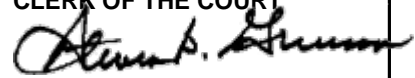
19 I certify that I am an employee of the City of Henderson and that on August 5, 2020,  
20 the foregoing Notice of Entry of Order was made by electronic service through the Eighth  
21 Judicial District Court's electronic filing system (Odyssey) as follows:

22 Margaret A. McLetchie (maggie@nvlitigation.com)  
23 Alina M. Shell (alina@nvlitigation.com)  
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26 Las Vegas, Nevada 89101

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28 LAS VEGAS REVIEW-JOURNAL

/s/ Cheryl Boyd  
An Employee of the  
Henderson City Attorney's Office





1 DAO

2  
3 EIGHTH JUDICIAL DISTRICT COURT  
4 CLARK COUNTY, NEVADA  
5

6  
7 LAS VEGAS REVIEW-JOURNAL

8 Petitioner,

9 vs.

10 CITY OF HENDERSON

11 Respondent.  
12  
13

DIST. CT. CASE NO.: A-16-747289-W

DEPT NO.: VIII

14 This matter having come on for hearing on June 18, 2020, upon Petitioner Las Vegas  
15 Review-Journal's ("LVRJ") Amended Motion for Attorney's Fees and Costs before  
16 District Court Judge Trevor Atkin, and all named parties appearing through their  
17 identified counsel of record, and the Court having reviewed all papers and pleading on  
18 file, including Respondent City of Henderson's ("HENDERSON") Opposition thereto, and  
entertaining the argument of counsel and being fully advised in the premises, and good  
cause appearing, this Court issues the following Decision and Order.

19 **DECISION AND ORDER**

20  
21 I.  
**Factual Background & Procedural History**

22 The origin of this matter, and relatedly the subject motion, is the "Public Records Act  
23 Application Pursuant to NRS § 239.001/Petition for Writ of Mandamus" filed by the LVRJ  
24 on November 29, 2016. Since that time, there have been two substantive orders issued  
by two different district court judges<sup>1</sup>, two appeals taken from those orders<sup>2</sup>, and two

25  
26 <sup>1</sup> The first Order of May 12, 2017 was signed by District Court Judge Robert Estes, the substantive ruling however  
27 been rendered by Senior District Court Judge Charles Thompson on March 30, 2017. The second Order of February  
15, 2018 was made and signed by District Court Judge Mark Bailus.

28 <sup>2</sup> The first appeal (Nev. S.Ct. Case No. 73287) was filed by Appellant LVRJ, challenging Judge Thompson's order  
denying its petition for writ of mandamus and application for injunctive and declaratory relief. The second appeal  
(Nev. S.Ct. Case No. 75407) was an appeal and cross-appeal from Judge Bailus' order awarding LVRJ attorney fees.

1 orders issued by the Nevada Supreme Court.<sup>3</sup>

2 This Court refrains for the most part in discussing the facts and procedural trek this case  
3 has endured the past 3 ½ years prior to its consideration of the instant amended motion  
4 for attorneys fees, as the Nevada Supreme Court has methodically summarized what it  
5 considered to be the critical facts and events upon which its two orders were premised.  
6 Importantly though, subsequent to the two Nevada Supreme Court orders,  
7 HENDERSON voluntarily disclosed the final 11 files which it had originally withheld  
8 under the claimed deliberative process privilege ("DPP") in July of 2019.<sup>4</sup>

9 The LVRJ acknowledges in the instant motion that HENDERSON ultimately produced  
10 the additional 11 records or files it had initially withheld on the basis of the claimed  
11 deliberative process privilege, but not without it [LVRJ] waiting nearly three years to  
12 receive - incurring \$127,419.00 in attorneys' fess and costs in so doing.<sup>5</sup> Having  
13 ultimately achieved its goal of receiving all of the documents it had originally requested,  
14 the LVRJ asserts that under Nevada's recently adopted "catalyst theory", it is the  
15 "prevailing party", and thus under the Nevada Public Records Act, NRS Chapter 239,  
16 entitled to recover its costs and reasonable attorney's fees.

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13 <sup>3</sup> The Nevada Supreme Court in Case No. 73287 ("Petiton Appeal"), *Las Vegas Review-Journal v. City of Henderson*,  
14 441 P.3d 546, 2019 WL 2252868 (Nev. 2019)(unpublished), affirmed in part, reversed in part, and remanded to the  
15 district court with instructions to: (1) consider whether HENDERSON proved by a preponderance of the evidence  
16 that its interest in nondisclosure clearly outweighed the public's interest in access, and (2) consider the difference  
17 between documents redacted or withheld pursuant to the statutory-based attorney/client privilege and those  
18 redacted or withheld pursuant to the common-law-based deliberative process privilege. *Las Vegas Review-Journal*,  
19 2019 WL 2252868 at \*4.

20 The Nevada Supreme Court in Case No. 75407 ("Fees Appeal"), *City of Henderson v. Las Vegas Review-Journal*, 450  
21 P.3d 387, 2019 WL 5290874 (Nev. 2019) (unpublished), reversed Judge Bailus' award of fees, "[b]ecause the sole  
22 remaining issue that the LVRJ raised in its underlying action has not yet proceeded to a final judgment..."  
23 *Henderson*, 2019 WL 5290874 \*2.

24 <sup>4</sup> For context, the LVRJ's initial public records request consisted of approximately 9,000 electronic files (70,000  
25 pages). Prior to the first substantive hearing conducted on March 30, 2017 by Senior Judge Charles Thompson,  
26 HENDERSON agreed to provide the LVRJ copies of the requested documents on a USB drive, save and except for 91  
27 documents which it identified in a privilege log. Of the 91 withheld documents, 78 were withheld because of  
28 attorney-client privilege; two (2) were withheld because they contained confidential health information; and 11  
were withheld under the deliberative process privilege ("DPP"). It is these 11 files or documents which were  
voluntarily disclosed and provided to the LVRJ in July 2019.

<sup>5</sup> It was these 11 DPP documents or files which were the subject of the Nevada Supreme Court's remand order of  
May 24, 2019, *Las Vegas Review-Journal v. City of Henderson*, 441 P.3d 546, 2019 WL 2252868. As to these DPP  
documents, the Nevada Supreme Court held as follows:

"However, we agree with LVRJ's argument in relation to those documents withheld or redacted pursuant  
to the deliberative process privilege...(citations omitted). Therefore, the district court was required to  
consider whether Henderson proved by a preponderance of the evidence 'that its interest in nondisclosure  
clearly outweighs the public's interest in access.' *PERS*, 129 Nev. at 837, 313 P.3d at 224 (internal quotation  
omitted). Below, the district court did not make this consideration, or consider the difference between  
documents redacted or withheld pursuant to the statute-based attorney-client privilege and those  
redacted or withheld pursuant to the common-law-based deliverative process privilege. Accordingly, we  
conclude that the district court abused its discretion in failing to consider the balancing test for these  
documents, and we reverse and remand for the district court to do so." *Las Vegas Review-Journal*, 2019  
WL 2252868 at \*4.

1 The thrust of HENDERSON's opposition filed on February 27, 2020 was two-fold: First,  
2 the LVRJ cannot be considered the "prevailing party" because not only has this Court not  
3 entered a final judgment in favor of LVRJ, but also, because the Nevada Supreme Court  
4 has held that the LVRJ did not prevail on any other issue in the case. Secondly,  
5 Nevada law, and the law of this case has rejected the LVRJ's "catalyst theory".

6 Subsequent to the parties filing their initial moving papers, yet prior to this Court  
7 entertaining oral argument on the LVRJ's motion for attorney's fees and costs, the  
8 Nevada Supreme Court in the case of *Las Vegas Metropolitan Police Department v.*  
9 *Center for Investigative Reporting, Inc.*, 460 P.3d 952, 136 Nev. Adv. Op. 15 (April 02,  
10 2020), ("*CIR*") adopted "catalyst theory" advanced by the LVRJ. LVRJ thereafter filed an  
11 amended motion for fees and costs on May 11, 2020 which in turn caused  
12 HENDERSON to file an opposition thereto on June 01, 2020.

13 The LVRJ in its amended motion argues that it is entitled to all of its incurred costs and  
14 attorney's fees, as its has proven a causal nexus between its Amended Petition for Writ  
15 of Mandamus and HENDERSON's voluntary disclosure of records – asserting that the  
16 facts in the underlying litigation satisfy the five (5) factors laid out by Nevada Supreme  
17 Court in *CIR*, *Id.*

18 HENDERSON in its opposition to LVRJ's amended motion argues that notwithstanding  
19 the *CIR* decision, LVRJ's motion is improper because no judgment has ever been  
20 entered. Additionally, *CIR* is not the law of this case. And finally, even if the catalyst  
21 theory of *CIR* is considered to be the law of the State and this case, the facts of this case  
22 are sufficiently unique from those present in *CIR* that the LVRJ cannot be considered the  
23 "prevailing" party such that it should be awarded its attorneys' fees and costs pursuant to  
24 NRS § 239.011(2).

## 25 II. 26 Discussion

27 The Nevada Public Records Act (NPRA) requires governmental entities to make  
28 nonconfidential public records within their legal custody or control available to the public.  
NRS § 239.010. If a governmental entity denies a public records request, the requester  
may seek a court order compelling production. NRS § 239.011(1). If the requesting party  
prevails, the requester is entitled to attorney fees and costs. NRS § 239.011(2). When  
determining whether a requesting party "prevailed" and is therefore eligible for fees and  
costs, the Nevada Supreme Court has outlined five factors for district courts to consider.  
*Las Vegas Metro. Police Dep't v. Ctr. for Investigative Reporting, Inc.*, 136 Nev. Adv. Op.  
15, 460 P.3d 952, 957 (2020). (1) "[W]hen the documents were released," (2) what  
actually triggered the documents' release", (3) "whether [the requester] was entitled to  
the documents at an earlier time", (4) "whether the litigation was frivolous, unreasonable,  
or groundless", and (5) "whether the requester reasonably attempted to settle the matter  
short of litigation by notifying the governmental agency of its grievances and giving the  
agency an opportunity to supply the records within a reasonable time." *Id.*

1 The LVRJ argues in its moving papers that the facts of the subject case are akin to those  
2 in *CIR* and thus when considering the five (5) *CIR* factors, it is the prevailing party for  
3 purposes of NRS § 239.011(2). Conversely, HENDERSON in its opposing papers  
4 contends its conduct and responses to the LVRJ's request for documents was entirely  
5 distinguishable from those of the Las Vegas Metropolitan Police Department in *CIR*, and  
6 thus even utilizing the catalyst theory, the LVRJ is not entitled to its prayed for fees and  
7 costs.

8 Rather uniquely, and as prefaced above, this case has already had two district court  
9 judges enter orders outlining the basis of their decisions relative to not only the LVRJ's  
10 records request and HENDERSON's response thereto, but also, whether an award of  
11 fees and costs was proper under NRS Chapter 239. Moreover, there are also two  
12 Nevada Supreme Court orders regarding these district court rulings. Thus for the most  
13 part, the law of this case has already been established as it pertains to the LVRJ's NPRA  
14 records request and HENDERSON's response thereto. *Hsu v. County of Clark*, 123 Nev.  
625, 173 P.3d 724 (2007). Specifically, that with exception of the 11 documents withheld  
by HENDERSON on its asserted deliberative process privilege, the "...the LVRJ has not  
succeeded on any of the issues that it raised in filing the underlying action." *City of  
Henderson v. Las Vegas Review-Journal*, 450 P.3d 387, 2019 WL 5290874, \*2 (Nev.  
2019). And as to these 11 documents, "[w]e instructed the district court to conduct further  
analysis and determine whether, and to what extent, those records were properly  
withheld." *Id.* at \*2. Accordingly, this Court limits its *CIR* analysis to the 11 documents  
which ultimately were voluntarily produced.

15 1. *When the Documents were Released.*

16 HENDERSON did not release the DPP documents to the LVRJ until July 2019 – two-  
17 and-a-half years after the LVRJ filed suit. Conversely, these documents were voluntarily  
18 produced by HENDERSON after having prevailed at the district court and appellate  
19 court levels – save and except for the remaining 11 DPP documents.

20 2. *What Triggered the Documents Release.*

21 HENDERSON argues that it was the desire to avoid any further costly litigation over 11  
22 documents that triggered its voluntary production. LVRJ argues that this lawsuit already  
23 forced HENDERSON to provide nearly 70,000 documents and it was litigation that forced  
24 HENDERSON to provide the 11 DPP documents..

25 3. *Whether the Requester was Entitled to Documents at an Earlier Time.*

26 HENDERSON argues that LVRJ was never entitled to either disclosure of the public  
27 records and any delay was a product of LVRJ's doing. Moreover, Judge Thompson  
28 determined that as to the 11 DPP documents, HENDERSON's privilege log was timely,  
sufficient and in compliance with the NRPA. The Nevada Supreme Court did not  
necessarily disagree, but instructed that the district court needed to perform a balancing  
test and thus remanded. It was before this balancing test could be performed that  
HENDERSON produced the 11 documents. LVRJ argues that the NPRA is clear; LVRJ

1 was entitled to all the public and DPP records when they first made their request. LVRJ  
2 could not have received the 11 DPP documents any sooner, but for its own actions. In  
3 pursuing the records it ultimately was successful in securing.

4 *4. Whether the Litigation was Frivolous, Unreasonable, or Groundless*

5 NRS Chapter 239 makes clear that nonconfidential records must be made available to  
6 the public. However, that does not mean the documents must be disclosed on the  
7 requester's terms. The Nevada Supreme Court in this case had two opportunities to  
8 declare whether either the LVRJ's request or HENDERSON's reason for non-disclosure  
9 was frivolous, unreasonable, or groundless. It chose not to do so, declaring only that the  
10 LVRJ has not succeeded on any of the issues it raised, but that there remained a  
11 balancing test to be performed on the 11 DPP documents. Again, this test was never  
12 performed; thus, never a determination relative to the 11 DPP documents.

13 *5. Whether the Requester Reasonably Attempted to Settle the Matter Short of*  
14 *Litigation by Notifying the Government Agency of its Grievances and Giving the*  
15 *Agency an Opportunity to Supply the Records within a Reasonable Time.*

16 This Court defers to the record created by the two prior district court and appellate court  
17 rulings relative to the parties' attempts to settle or resolve. Moreover, there is an  
18 incomplete record as to the 11 remaining DPP documents in this regard. Regardless, it  
19 appears in this case that HENDERSON made more efforts to settle than the Las Vegas  
20 Metropolitan Police Department did in *CIR*.

21 **III.**  
22 **Order**

23 This Court having reviewed all the moving papers filed on behalf of the parties and  
24 entertaining oral argument of the parties on June 18, 2020, hereby finds that  
25 HENDERSON's response to the LVRJ's NPRA request was considerably different and  
26 distinguishable from that of the Las Vegas Metropolitan Police Department in *CIR*. It is  
27 the determination of this Court that Petitioner LVRJ is not the prevailing party for  
28 purposes of being awarded its requested attorneys' fees and costs pursuant to NRS §  
239.011(2) and thus DENIES Petitioner's motion for attorneys' fees and costs.

Dated: August 3, 2020.




Trevor L. Atkin  
District Court Judge, Department 8

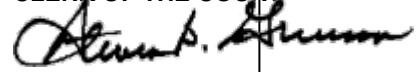
1 **Certificate of Service**

2 I hereby certify that on the date filed, a copy of this  
3 Order was electronically served on all parties registered  
4 through the Eighth Judicial District Court EFP system or mailed  
5 to any party or attorney not registered with the EFT system.

6   
ALAN PAUL CASTLE, SR.

AUG - 3 2020

7   
Lynne Lerner  
8 Judicial Executive Assistant  
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9 *Attorneys for Petitioner Las Vegas Review-Journal*

10 **EIGHTH JUDICIAL DISTRICT COURT**  
11 **CLARK COUNTY, NEVADA**

12 LAS VEGAS REVIEW-JOURNAL,

Case No.: A-16-747289-W

13 Petitioner,

Dept. No.: VIII

14 vs.

**NOTICE OF APPEAL**

15 CITY OF HENDERSON,

16 Respondent.

17 PLEASE TAKE NOTICE that Plaintiff/Petitioner, the Las Vegas Review-Journal  
18 (“Review-Journal”), pursuant to Nevada Rule of Appellate Procedure 4(a)(2), hereby timely  
19 cross-appeals to the Supreme Court of Nevada from the Decision and Order entered in this  
20 case on August 5, 2020.

21 DATED this 3<sup>rd</sup> day of September, 2020.

22 /s/ Margaret A. McLetchie

23 MARGARET A. MCLEATCHIE, Nevada Bar No. 10931

24 ALINA M. SHELL, Nevada Bar No. 11711

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# **CERTIFICATE OF SERVICE**

Pursuant to Administrative Order 14-2 and N.E.F.C.R. 9, I hereby certify that on this 3<sup>rd</sup> day of September, 2020, I did cause a true copy of the foregoing NOTICE OF APPEAL in *Las Vegas Review-Journal v. City of Henderson*, Clark County District Court Case No. A-16-747289-W, to be served using the Odyssey E-File & Serve electronic court filing system, to all parties with an email address on record.

/s/ Pharan Burchfield  
EMPLOYEE of McLetchie Law



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**REGISTER OF ACTIONS****CASE No. A-16-747289-W****Las Vegas Review-Journal, Plaintiff(s) vs. Henderson City of, Defendant(s)**§  
§  
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Case Type: **Writ of Mandamus**  
 Date Filed: **11/29/2016**  
 Location: **Department 5**  
 Cross-Reference Case Number: **A747289**  
 Supreme Court No.: **73287**  
**75407**  
**81758**

**PARTY INFORMATION****Defendant Henderson City of**

**Lead Attorneys**  
**Dennis L. Kennedy**  
*Retained*  
 7025628820(W)

**Plaintiff Las Vegas Review-Journal**

**Alina Shell**  
*Retained*  
 702-728-5300(W)

**EVENTS & ORDERS OF THE COURT****DISPOSITIONS**

- 02/15/2018 **Order** (Judicial Officer: Bailus, Mark B)  
 Debtors: Henderson City of (Defendant)  
 Creditors: Las Vegas Review-Journal (Plaintiff)  
 Judgment: 02/15/2018, Docketed: 02/15/2018  
 Total Judgment: 9,912.84
- 06/24/2019 **Clerk's Certificate** (Judicial Officer: Vacant, DC 8)  
 Debtors: Las Vegas Review-Journal (Plaintiff)  
 Creditors: Henderson City of (Defendant)  
 Judgment: 06/24/2019, Docketed: 06/25/2019  
 Comment: Supreme Court No. " Affirmed in Part and Reversed in Part and Remand "
- 11/15/2019 **Clerk's Certificate** (Judicial Officer: Atkin, Trevor)  
 Debtors: Las Vegas Review-Journal (Plaintiff)  
 Creditors: Henderson City of (Defendant)  
 Judgment: 11/15/2019, Docketed: 11/15/2019  
 Comment: Supreme Court No.75407 " Appeal Reversed"

**OTHER EVENTS AND HEARINGS**

- 11/29/2016 **Petition for Writ of Mandamus**  
*Public Records Act Application Pursuant to NRS 239.001 / Petition for Writ of Mandamus*
- 11/29/2016 **Initial Appearance Fee Disclosure**  
*Initial Appearance Fee Disclosure (NRS Chapter 19)*
- 12/19/2016 **Affidavit of Service**  
*Affidavit of Service*
- 01/02/2017 **Case Reassigned to Department 18**  
*Case reassigned from Judge Kenneth Cory Dept 01*
- 01/26/2017 **Stipulation and Order**  
*Stipulation and Order to Allow Las Vegas Review Journal to File an Amended Petition*
- 01/30/2017 **Stipulation and Order**  
*Stipulation and Order to Allow Las Vegas Review Journal to File an Amended Petition*
- 01/30/2017 **Notice of Entry**  
*Notice of Entry of Order*
- 02/08/2017 **Memorandum**  
*Memorandum in Support of Application Pursuant to Nev. Rev. Stat. 239.001/ Petition for Writ of Mandamus/ Application for Declaratory and Injunctive Relief*
- 02/08/2017 **Amended Petition**  
*Amended Public Records Act Application Pursuant to NRS 239.001/ Petition for Writ of Mandamus / Application for Declaratory and Injunctive Relief - Expedited Matter Pursuant to Nev. Rev. Stat. 239.011*
- 03/08/2017 **Notice of Association of Counsel**  
*Notice of Association of Counsel*
- 03/08/2017 **Response**  
*City of Henderson's Response to Las Vegas Review-Journal's Amended Public Records Act Application Pursuant to NRS 239.001/Petition for Writ of Mandamus/Application for Declaratory and Injunctive Relief*
- 03/23/2017 **Reply**  
*Reply to Respondent City of Henderson's Response to Amended Public Records Act Application Pursuant To NRS 239.001/ Petition For Writ Of Mandamus/ Application For Declaratory And Injunctive Relief*
- 03/27/2017 **Stipulation and Order**  
*Stipulation and Order for Extension to Allow Las Vegas Review-Journal to File its Reply to Respondent City of Henderson's Response to Amended Petition*

**PA1610**

03/28/2017	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
03/30/2017	<b>Petition for Writ of Mandamus</b> (9:00 AM) (Judicial Officer Thompson, Charles) <a href="#">Parties Present</a> <a href="#">Minutes</a> <i>03/21/2017 Reset by Court to 03/30/2017</i> Result: Granted in Part
04/05/2017	<b>Recorders Transcript of Hearing</b> <i>Transcript of Proceedings Re: Petition for Writ of Mandamus 03/30/2017</i>
05/12/2017	<b>Order Denying Motion</b> <i>Order</i>
05/15/2017	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
06/01/2017	<b>Motion for Attorney Fees and Costs</b> <i>Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
06/05/2017	<b>Administrative Reassignment - Judicial Officer Change</b> <i>From Judge David Barker to Judge Mark B. Bailus</i>
06/09/2017	<b>Notice of Appeal</b> <i>Notice of Appeal</i>
06/09/2017	<b>Case Appeal Statement</b> <i>Case Appeal Statement</i>
06/22/2017	<b>Stipulation and Order</b> <i>Stipulation and Order to Modify Briefing Schedule and Move the Hearing on Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
07/10/2017	<b>Response</b> <i>City of Henderson's Opposition to Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
07/27/2017	<b>Reply to Opposition</b> <i>Reply to City of Henderson's Opposition to Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
08/03/2017	<b>Motion for Attorney Fees and Costs</b> (9:00 AM) (Judicial Officer Bailus, Mark B) <i>Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i> <a href="#">Parties Present</a> <a href="#">Minutes</a> <i>07/06/2017 Reset by Court to 08/03/2017</i> Result: Decision Pending
08/10/2017	<b>Decision</b> (9:00 AM) (Judicial Officer Bailus, Mark B) <i>Decision - Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i> <a href="#">Parties Present</a> <a href="#">Minutes</a> Result: Decision Made
08/24/2017	<b>Motion</b> <i>Motion for Extension of Time to Allows Las Vegas Review-Journal to Submit a Proposed Order Granting Las Vegas Review-Journal s Motion for Attorney s Fees and Costs</i>
08/25/2017	<b>Notice</b> <i>Notice of Submission of Proposed Order</i>
09/07/2017	<b>Motion</b> <i>Motion for Extension of Time to Allow Las Vegas Review-Journal to Submit a Proposed Order Granting Las Vegas Review-Journal's Motion for Attorney's Fees and Costs (Second Request)</i>
11/08/2017	<b>Motion for Clarification</b> <i>Motion for Clarification</i>
11/29/2017	<b>Opposition to Motion</b> <i>City of Henderson's Opposition to Las Vegas Review-Journal's Motion for Clarification</i>
11/29/2017	<b>Notice of Change of Hearing</b> <i>Notice of Change of Hearing</i>
12/05/2017	<b>Reply to Opposition</b> <i>Reply to City of Henderson's Opposition to Motion for Clarification</i>
12/13/2017	<b>Motion for Clarification</b> (9:00 AM) (Judicial Officer Bailus, Mark B) <i>Plaintiff's Motion for Clarification</i> <a href="#">Parties Present</a> <a href="#">Minutes</a> <i>12/12/2017 Reset by Court to 12/13/2017</i> Result: Denied
01/03/2018	<b>Order Denying Motion</b> <i>Order</i>
01/04/2018	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
02/15/2018	<b>Order</b> <i>Order</i>
02/15/2018	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
03/16/2018	<b>Notice of Appeal</b> <i>Respondent City of Henderson's Notice of Appeal</i>
03/16/2018	<b>Case Appeal Statement</b> <i>Case Appeal Statement</i>
03/26/2018	<b>Notice of Appeal</b> <i>Notice of Cross-Appeal</i>
03/26/2018	<b>Case Appeal Statement</b> <i>Case Appeal Statement</i>
03/28/2018	<b>Notice</b> <i>Notice of Submission of Proposed Order</i>

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04/05/2018	<b>Motion to Stay</b> <i>City of Henderson's Motion for Stay Pending Resolution of Nevada Supreme Court Appeal, on Application for Order Shortening Time</i>
04/06/2018	<b>Receipt of Copy</b> <i>Receipt of Copy of City of Henderson's Motion for Stay Pending Resolution of Nevada Supreme Court Appeal, on Application for Order Shortening Time</i>
04/10/2018	<b>Opposition to Motion</b> <i>Petitioner's Opposition to Respondent's Motion for Stay Pending Appeal and Countermotion for Order to Show Cause</i>
04/11/2018	<b>Motion For Stay</b> (9:00 AM) (Judicial Officer Bailus, Mark B) <i>City of Henderson's Motion for Stay Pending Resolution of Nevada Supreme Court Appeal, on Application for Order Shortening Time</i> <a href="#">Parties Present</a> <a href="#">Minutes</a> Result: Granted
05/21/2018	<b>Order</b> <i>Order</i>
05/21/2018	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
08/28/2018	<b>Request</b> <i>Request for Transcript of Proceedings</i>
08/28/2018	<b>Request</b> <i>Request for Transcript of Proceedings</i>
08/29/2018	<b>Request</b> <i>Request for Transcript of Proceedings</i>
09/11/2018	<b>Recorders Transcript of Hearing</b> <i>Recorder's Transcript of Hearing Re: Plaintiff's Motion for Clarification. Heard on 12/13/2017.</i>
10/16/2018	<b>Notice of Change of Firm Name</b> <i>Notice of Change of Firm Name</i>
01/07/2019	<b>Case Reassigned to Department 9</b> <i>Judicial Reassignment - From Judge Bailus to Vacant, DC9</i>
04/29/2019	<b>Case Reassigned to Department 8</b> <i>Judicial Reassignment to Department 8 - Vacant DC8 Judge</i>
06/24/2019	<b>NV Supreme Court Clerks Certificate/Judgment - Affd/Rev Part</b> <i>Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Affirmed in Part, Reversed in Part and Remand</i>
09/30/2019	<b>Administrative Reassignment - Judicial Officer Change</b> <i>From Vacant DC8 to Judge Trevor L. Atkin</i>
11/08/2019	<b>Order</b> <i>Order Setting Further Proceedings Re: Supreme Court Order</i>
11/15/2019	<b>NV Supreme Court Clerks Certificate/Judgment - Reversed</b> <i>Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Reversed</i>
12/12/2019	<b>Status Check</b> (9:00 AM) (Judicial Officer Atkin, Trevor) <i>Order Setting Further Proceedings RE: Supreme Court Order</i> <a href="#">Parties Present</a> <a href="#">Minutes</a> Result: Matter Heard
01/10/2020	<b>Stipulation and Order</b> <i>Stipulation and Order Regarding Briefing Schedule for Motion for Attorney Fees</i>
01/10/2020	<b>Notice of Entry of Stipulation and Order</b> <i>Notice of Entry of Stipulation and Order Regarding Briefing Schedule for Motion for Attorney Fees</i>
01/22/2020	<b>Status Check: Compliance</b> (3:00 AM) (Judicial Officer Atkin, Trevor) <i>Status Check: Compliance - Filing SAO</i> <a href="#">Minutes</a> <i>01/03/2020 Reset by Court to 01/22/2020</i> Result: Compliance - Off Calendar
02/06/2020	<b>Motion for Attorney Fees and Costs</b> <i>Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
02/27/2020	<b>Opposition to Motion</b> <i>City of Henderson's Opposition to Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
02/27/2020	<b>Appendix</b> <i>Appendix of Exhibits to City of Henderson's Opposition to Petitioner Las Vegas Review-Journal's Motion for Attorney's Fees and Costs</i>
03/16/2020	<b>Stipulation and Order to Extend Discovery Deadlines</b> <i>Stipulation and Order to Extend the Deadline to File Reply to Opposition to Motion for Attorney Fees and Costs</i>
03/16/2020	<b>Notice of Entry of Stipulation and Order</b> <i>Notice of Entry of Stipulation and Order to Extend the Deadline to File Reply to Opposition to Motion for Attorney Fees and Costs</i>
03/29/2020	<b>Stipulation and Order</b> <i>Stipulation and Order to Extend the Deadline to File the Reply to Opposition to Motion for Attorney Fees and Costs</i>
03/30/2020	<b>Notice of Entry of Stipulation and Order</b> <i>Notice of Entry of Stipulation and Order to Extend the Deadline to File Reply to Opposition to Motion for Attorney Fees and Costs</i>
04/27/2020	<b>Stipulation and Order</b> <i>Amended Stipulation and Order Regarding Briefing Schedule for Motion for Attorney's Fees</i>
04/27/2020	<b>Notice of Entry of Order</b> <i>Notice of Entry of Order</i>
05/11/2020	<b>Motion for Attorney Fees and Costs</b> <i>Petitioner Las Vegas Review-Journal's Amended Motion for Attorneys' Fees and Costs</i>
05/11/2020	<b>Exhibits</b> <i>Appendix of Exhibits in Support of Petitioner Las Vegas Review-Journal's Amended Motion for Attorneys' Fees and Costs</i>
06/01/2020	<b>Opposition to Motion</b> <i>City of Henderson's Opposition to LVRJ's Amended Motion for Attorney's Fees and Costs</i>
06/01/2020	<b>Appendix</b> <i>Appendix of Exhibits to City of Henderson's Opposition to Petitioner Las Vegas Review-Journal's Amended Motion for Attorney's Fees and Costs</i>
06/12/2020	<b>Minute Order</b> (3:00 PM) (Judicial Officer Atkin, Trevor) <i>BlueJeans Notice for JUNE 18, 2020 LAW &amp; MOTION</i>

JA1612

	<a href="#">Minutes</a>
	Result: Minute Order - No Hearing Held
06/15/2020	<b>Reply in Support</b> <i>Reply in Support of Petition Las Vegas Review-Journal's Motion for Attorneys' Fees and Costs</i>
06/18/2020	<b>Motion for Attorney Fees and Costs</b> (9:01 AM) (Judicial Officer Atkin, Trevor) <i>Las Vegas Review Journal's Motion for Attorney's Fees and Costs</i>
	<a href="#">Parties Present</a>
	<a href="#">Minutes</a>
	<i>03/19/2020 Reset by Court to 04/02/2020</i>
	<i>04/02/2020 Reset by Court to 04/30/2020</i>
	<i>04/30/2020 Reset by Court to 06/18/2020</i>
	Result: Denied
08/04/2020	<b>Decision and Order</b> <i>Decision and Order</i>
08/05/2020	<b>Notice of Entry</b> <i>Notice of Entry of Order</i>
09/03/2020	<b>Notice of Appeal</b> <i>Notice of Appeal</i>
09/03/2020	<b>Case Appeal Statement</b> <i>Case Appeal Statement</i>
10/15/2020	<b>Request</b> <i>Request for Transcript of Proceedings</i>
11/30/2020	<b>Recorders Transcript of Hearing</b> <i>Recorders Transcript of Hearing Re: Motion for Attorney's Fees, June 18, 2020</i>
01/04/2021	<b>Case Reassigned to Department 5</b> <i>Judicial Reassignment to Judge Veronica M. Barisich</i>

## FINANCIAL INFORMATION

	<b>Defendant</b> Henderson City of		
	Total Financial Assessment		24.00
	Total Payments and Credits		24.00
	<b>Balance Due as of 01/13/2021</b>		<b>0.00</b>
03/16/2018	Transaction Assessment		24.00
03/16/2018	Fee Waiver		(24.00)
	<b>Plaintiff</b> Las Vegas Review-Journal		
	Total Financial Assessment		353.50
	Total Payments and Credits		353.50
	<b>Balance Due as of 01/13/2021</b>		<b>0.00</b>
11/29/2016	Transaction Assessment		270.00
11/29/2016	Efile Payment	Receipt # 2016-115476-CCCLK	(270.00)
12/28/2016	Transaction Assessment		11.50
12/28/2016	Payment (Mail)	Receipt # 2016-39461-FAM	(11.50)
06/12/2017	Transaction Assessment		24.00
06/12/2017	Efile Payment	Receipt # 2017-49726-CCCLK	(24.00)
03/26/2018	Transaction Assessment		24.00
03/26/2018	Efile Payment	Receipt # 2018-21009-CCCLK	(24.00)
09/03/2020	Transaction Assessment		24.00
09/03/2020	Efile Payment	Receipt # 2020-49160-CCCLK	(24.00)
		Las Vegas Review-Journal	
		LAURENCE M RUSSELL	
		Las Vegas Review-Journal	
		Las Vegas Review-Journal	
		Las Vegas Review-Journal	
		Las Vegas Review-Journal	
		Las Vegas Review-Journal	