

IN THE SUPREME COURT OF THE STATE OF NEVADA

Erich M. Martin,

Appellant,

vs.

Raina L. Martin,

Respondent.

Electronically Filed
May 24 2021 10:19 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case Nos.: 81810/82517

Appeal from the Eighth Judicial District
Court, the Honorable Rebecca L. Burton
Presiding

MOTION TO FILE APPELLANT'S APPENDIX, VOLUMES 2-5,
UNDER SEAL

Marquis Aurbach Coffing

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Attorneys for Appellant, Erich M. Martin

MAC:16211-0014330991_1

Appellant, Erich M. Martin (“Erich”), by and through his attorneys of record, Marquis Aurbach Coffing, hereby moves this Court for an order to file Appellant’s Appendix, Volumes 2-5, under seal.

Sealing Volumes 2-5 of the Appellant’s Appendix is appropriate under SRCR 3(4)(a), (e), and (h) and SRCR (7). Those Volumes contain personal financial information of the parties, the terms of a settlement agreement between the parties, and, in addition, all of the documents provided in Volumes 2-5 were sealed by the District Court in the divorce proceeding below pursuant to an order under NRS 125.110.¹ Therefore, this Court should grant Erich’s motion to file Appellant’s Appendix, Volumes 2-5, under seal, and, accordingly, file those volumes under seal.

Dated this 24th day of May, 2021.

MARQUIS AURBACH COFFING

By /s/ Kathleen A. Wilde
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Attorneys for Appellant, Erich M. Martin

¹ The Order Sealing Case File, with the Notice of Entry, is attached as **Exhibit 1**.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION TO FILE APPELLANT’S APPENDIX, VOLUMES 2-5, UNDER SEAL** was filed electronically with the Nevada Supreme Court on the 24th day of May, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Marshal S. Willick, Esq.
Willick Law Group
3591 E. Bonanza Road, Suite 200
Las Vegas, NV 89110
Willicklawgroup.com
Attorney for Respondent

I further certify that copies of Appellant’s Appendix, Volumes 2-5, have been mailed to the Supreme Court, as well as mailed and emailed to opposing counsel, concurrently with the filing of this motion and addressed as follows:

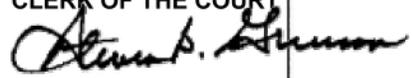
Supreme Court of Nevada
201 South Carson Street
Carson City, Nevada 89701

Marshal S. Willick, Esq.
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Attorney for Respondent

/s/ Leah Dell

Leah Dell, an employee of
Marquis Aurbach Coffing

Exhibit 1



1 **NEOJ**

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10 *Attorneys for Defendant*

11 **DISTRICT COURT, FAMILY DIVISION**
12 **CLARK COUNTY, NEVADA**

13 ERICH M. MARTIN,

14 Plaintiff,

15 vs.

16 RAINA L. MARTIN,

17 Defendant.

CASE NO.: D-15-509045-D

DEPT. NO.: C

18 **NOTICE OF ENTRY OF ORDER SEALING FILE**

19 Please take notice, the following *“Order Sealing File”* was entered, in
20 the instant matter, on the 4th day of September, 2019. A true and correct copy
21

22 ...

23 ...

24 ...

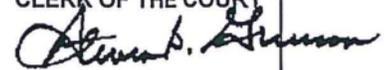
1 of said order is attached hereto as "Exhibit A."

2 DATED this 9th day of September, 2019.

3
4 **FORD & FRIEDMAN**

5
6 
7 MATTHEW H. FRIEDMAN, ESQ.
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“EXHIBIT A”



1 **OSFD**

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11 **DISTRICT COURT, FAMILY DIVISION**
12 **CLARK COUNTY, NEVADA**

13 ERICH M. MARTIN,

14 Plaintiff,

15 vs.

16 RAINA L. MARTIN,

17 Defendant.

CASE NO.: D-15-509045-D

DEPT. NO.: C

18 **ORDER SEALING CASE FILE**

19 Upon Defendant's Ex Parte Application for Order to Seal Case File, and
20 pursuant to NRS 125.110, which states:

21 1. In any action for divorce, the following papers and pleadings in the
22 action shall be open to public inspection in the clerk's office:

23 (a) In case the complaint is not answered by the defendant, the
24 summons, with the affidavit or proof of service; the complaint with
25 memorandum endorsed thereon that the default of the defendant in not
26 answering was entered, and the judgment; and in case where service is
27 made by publication, the affidavit for publication of summons and the
28 order directing the publication of summons.

1 (b) In all other cases, the pleadings, the finding of the court, any
2 order made on motion as provided in Nevada Rules of Civil Procedure,
3 and the judgment.

4 2. All other papers, records, proceedings and evidence, including
5 exhibits and transcript of the testimony, shall, upon the written request
6 of either party to the action, filed with the clerk, be sealed and shall not
7 be open to inspection except to the parties or their attorneys, or when
8 required as evidence in another action or proceeding

9 AND GOOD CAUSE APPEARING THEREFORE,

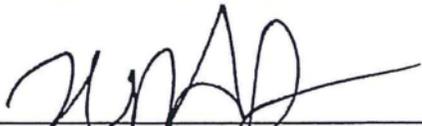
10 **IT IS HEREBY ORDERED** that the above-entitled matter shall be
11 SEALED and that all pleadings shall be SEALED, to the extent permissible
12 pursuant to NRS 125.110.

13 Dated this 3 day of September, 2019.

14
15
16 
17
18 DISTRICT COURT JUDGE A

19 *Respectfully submitted by:*

20 **FORD & FRIEDMAN**

21 
22
23 MATTHEW H. FRIEDMAN, ESQ.

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26 Henderson, Nevada 8902

27 *Attorneys for Defendant*

28