

IN THE SUPREME COURT OF THE STATE OF NEVADA

PARVIZ SAFARI, AN INDIVIDUAL;  
MANDANA ZAHEDI, AN INDIVIDUAL;  
AND NOOSHIN ZAHEDI, AN  
INDIVIDUAL,

Appellants,

vs.

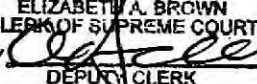
HAMID MODJTAHED, AN  
INDIVIDUAL; AND MOHAMMAD  
MOJTAHED, AN INDIVIDUAL,

Respondents.

No. 82279

FILED

DEC 17 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY:   
DEPUTY CLERK

*ORDER DENYING MOTION TO SEAL AND STRIKING APPENDIX*

Appellants have filed an emergency motion to seal their entire 20-volume appendix in this case under SRCR 3(4)(e) and (h), indicating that the motion is unopposed. Although appellants assert the appendix contains private and confidential business information, they also confirm that not everything in the appendix is subject to sealing; therefore, they fail to explain why the entire appendix should be sealed and why redaction would not adequately protect such confidential information. *See* SRCR 3(4)(h), 3(5)(b).

“[D]ocuments filed in this court are presumptively open to the public.” *Howard v. State*, 128 Nev. 736, 738, 291 P.3d 137, 138 (2012). Having considered appellants’ arguments and the documents before the court, this court concludes that appellants have not met the burden of demonstrating that sealing the entire appendix is warranted, and therefore, the motion to seal is denied without prejudice. *See id.* at 744, 291 P.3d at 142 (providing that the party seeking to seal documents bears the burden

of demonstrating adequate grounds for denying the public access to court records).

Appellants filed the appendix on December 11, 2021, before they filed the emergency motion to seal on December 16. Accordingly, the appendix was filed on this court's public docket. Because it appears that the appendix may contain documents subject to protection under SRCR, although it is unclear exactly which ones, and as appellants seek to keep these documents confidential, this court orders as follows. The clerk shall strike the appendix filed on December 11, 2021. Appellants shall have until January 27, 2022 (the date by which their opening brief is due), to file and serve their appendix, along with any renewed motion to seal or motion to file certain documents subject to redaction. Any such motion should be accompanied by a copy of any district court order sealing documents and should explain why sealing or redacting is appropriate in this court, either pursuant to the SRCR or another applicable statute or rule. Any motion must also be accompanied by a separate appendix of the documents that appellants propose to file under seal. These documents should be transmitted to this court via mail or personal service and will be kept confidential pending resolution of the motion to seal and/or redact. Should appellants file a motion to redact documents, they must provide this court with both redacted and unredacted versions of the documents.

It is so ORDERED.

1. J. J. Sanchez, C.J.

cc: The Powell Law Firm  
Brownstein Hyatt Farber Schreck, LLP/Las Vegas  
Wiley Petersen