

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

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4 **DAVID PATRICK STUCKE,**

5 Appellant,

6 vs.

7 **CHRISTIE LEEANN STUCKE,**

8 Respondent.

Electronically Filed
Oct 21 2021 05:03 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court Case No.: **82723**

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11 **AMENDED EX PARTE MOTION REQUESTING THE SUPREME**
12 **COURT TO DIRECT THE DISTRICT COURT TO TRANSMIT**
13 **ORIGINAL EXHIBITS AND CHILD CUSTODY EVALUATION**
14 **PURSUANT TO NRAP 30(d)**

15 Appellant, DAVID STUCKE respectfully submits this amended ex parte
16 motion and moves this Honorable Court for an order directing the District Court
17 Clerk to transmit the original exhibits admitted during the non-jury trial in case
18 number D-18-580621-D, as well as the confidential Child Custody Evaluation
19 performed by John Paglini, Psy.D. and submitted to the District Court on July 23,
20 2020.
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23 Pursuant to NRAP 30(d), Appellant's counsel is incapable of reproducing
24 the exhibits in the appendix for reasons outside of Counsel's control, as it is a very
25 large file and Counsel was not the attorney of record for Appellant at the time of
26 trial. Appellant's counsel does not have access to the entirety of the voluminous
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1 exhibits admitted at the time of trial, which took place on September 14, 2020,
2 December 9, 2020, December 10, 2020, December 11, 2020, and December 17,
3 2020.
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5 Further, Counsel is unable to reproduce John Paglini, Psy.D.'s Child
6 Custody Evaluation dated July 23, 2020, as it is confidential in nature and Counsel
7 is barred from releasing it.
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9 Because the trial exhibits and the Child Custody Evaluation dated July 23,
10 2020 are both directly relevant to the issues raised on appeal and are necessary for
11 this Court's determination of the issues, Counsel graciously requests that the
12 District Court be directed to transmit the original exhibits and the Child Custody
13 Evaluation.
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16 Dated this 21st day of October 2021.
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18 Submitted by:
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