

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID PATRICK STUCKE,
Appellant/Cross-Respondent,
vs.
CHRISTIE LEEANN STUCKE,
Respondent/Cross-Appellant.

No. 82723

FILED

OCT 28 2021

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

ORDER

This is an appeal and cross-appeal from a divorce decree and determination of custody, and is subject to the fast track provisions of NRAP 3E. Appellant has filed a motion to transmit all the original exhibits admitted at trial. *See* NRAP 30(d). Appellant states that he cannot include the exhibits in an appendix because they are voluminous and because, as appellate counsel was not trial counsel, counsel has not had access to the exhibits and has not reviewed them. Appellant proposes that all the exhibits are “directly relevant” to the issues on appeal and are necessary for this court’s consideration. This court’s rules of appellate procedure do not anticipate a blanket transmission of voluminous documents that may or may not be cited to in the briefs or are not otherwise specifically identified as relevant. *Id.* Accordingly, the motion is denied as to the entirety of the exhibits, without prejudice to appellant’s right to file an amended motion that specifically identifies the exhibits he wishes to have transmitted, and that complies with the requirements of NRAP 30(d).

Appellant also asks this court to order the transmission of a child custody evaluation on the ground that it is confidential and counsel is barred from releasing it. The motion is denied with respect to the evaluation, without prejudice. Appellant fails to demonstrate why a copy of

this document cannot be included in a supplemental appendix and submitted concurrently with a motion to seal. *Cf.* SRCR 3, 7; NRAP 30(d). The proposed supplemental appendix will be kept confidential pending this court's resolution of any renewed motion to seal. *Cf.* SRCR 3(2).

Appellant's motion for leave to file a late appendix is denied as moot. The appendix was timely filed on October 22, 2021, in accordance with the due date established in this court's October 15, 2021, order.

It is so ORDERED.

Handley, C.J.

cc: Rosenblum Law Offices
Page Law Office