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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

WASHOE COUNTY SCHOOL DISTRICT,
A political subdivision of the State of Nevada,

Appellant, No. 83713
Vs.

CAIDYN EDLUND,

Respondent.

_____ /

**REPLY TO RESPONSE TO MOTION TO
STRIKE DOCKETING STATEMENT**

COMES NOW, Respondent CAIDYN EDLUND (“Edlund”), by and
through the undersigned counsel, and hereby files the following Reply to
Appellant WASHOE COUNTY SCHOOL DISTRICT’s (“WCSD”) Response
to Edlund’s Motion to Strike filed on March 22, 2022.

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MEMORANDUM OF POINTS AND AUTHORITIES

WCSD does not dispute that under the Supreme Court's Rules Governing the Sealing and Redacting of Court Records ("SRCR") 7, records sealed in the trial court (in this case the District Court) shall be sealed from public access in this Court subject to further order of this Court. Nor does it dispute that Edlund has a compelling interest in maintaining the confidentiality of the contents of Confidential Exhibits 2, 3, 5, 6, and 7, because these records relate to a criminal proceeding that was dismissed and deemed never to have occurred under the provisions of Nevada Revised Statutes 179.285. Nor does it dispute that it erred in filing Confidential Exhibits 2, 3, 5, 6, and 7 publicly in violation of this Court's rules and two separate District Court orders sealing these documents. WCSD's Docketing Statement should be stricken from the public record as a result.

Rather, WCSD argues in its Response that its Docketing Statement should not be stricken because it has filed a Motion to Seal on March 15, 2022. It is unclear to the Respondent how the Clerk of this Court is to go about sealing the records in question as requested in WCSD's Motion to Seal. The Respondent believes that the Clerk of the Court cannot

piecemeal redact parts of filings, such as Confidential Exhibits 2, 3, 5, 6, and 7 to the Joint Appendix, while leaving the remainder of the document viewable to the public at large. Similarly, WCSD has filed the entire Joint Appendix in this matter initially under seal with the apparent expectation that the Clerk of the Court redact portions of the joint appendix that it requests be sealed in its motion. The undersigned counsel does not believe that doing so is consistent with the SRCR. While SRCR 7 requires that Confidential Exhibits 2, 3, 5, 6, and 7 be filed confidentially, the Respondent believes that a party cannot wholesale seal an entire document or entire appendix on the basis that a single volume of the appendix or exhibits to a document attached to a docketing statement contains previously sealed documents.

WHEREFORE, the Respondent CAIDYN EDLUND moves that the Court strike WCSD's Docketing Statement.

Dated this Mar 23, 2022 :

By: /s/ Luke Busby, Esq.
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CERTIFICATE OF SERVICE

Pursuant to NRCP 25(c), I certify that on the date indicated below, I caused service to be completed by:

_____ personally delivering;
_____ delivery via Reno/Carson Messenger Service;
_____ sending via Federal Express (or other overnight delivery service);
_____ depositing for mailing in the U.S. mail, with sufficient postage affixed thereto; or,

 x delivery via electronic means (fax, eflex, NEF, etc.)

a true and correct copy of the foregoing pleading addressed to:

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By: /s/ Luke Busby, Esq.

Luke Busby

Dated: Mar 23, 2022