

ADKT 591

EXHIBIT A

AMENDMENT TO PART III AND PART VII OF THE RULES OF  
PRACTICE FOR THE EIGHTH JUDICIAL DISTRICT COURT OF  
THE STATE OF NEVADA

PART III. CRIMINAL PRACTICE

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**Rule 3.10. Consolidation and reassignment.**

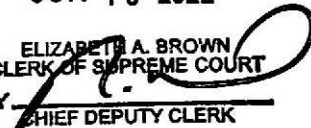
(a) When an indictment or information is filed against a defendant who has other criminal cases pending in the court, the new case may be assigned directly to the department wherein a case against that defendant is already pending.

(b) Unless objected to by one of the judges concerned, criminal cases, writs or motions may be consolidated or reassigned to any criminal department for trial, settlement or other resolution.

(c) In the event of negotiations being reached as to multiple cases having the same defendant, defense counsel and the prosecution may stipulate to having all of the involved cases assigned to the department having the oldest case with the lowest case number, and the court clerk shall then so reassign the involved cases. If the negotiations later break down, then the court clerk will again reassign the involved cases back to their respective department(s) of origin. The objection provision of subparagraph (b) above does not pertain to this present subparagraph (c).

FILED

JUN 10 2022

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

22-18521

**Rule 3.20. Motions.** Either the prosecutor or the defendant may place a matter on calendar by oral request to the clerk of the court made not later than 11:00 a.m. on the day preceding the date of the hearing. Such requests are to be used only to bring to the attention of the court a matter of an emergency nature or to place a case on calendar when the matter is to be resolved, such as by entry of a guilty plea or for dismissal. An oral request to the clerk to place a case on the calendar for the hearing of any other matter is improper.

**Rule 3.24. Repealed.**

**Rule 3.28. Repealed.**

**Rule 3.40. Repealed.**

**Rule 3.44. Repealed.**

**Rule 3.50. Repealed.**

**Rule 3.60. Repealed.**

**Rule 3.70. Papers which may not be filed.** Except as may be required by the provisions of NRS 34.720 to 34.830, inclusive, all motions, petitions, pleadings or other papers delivered to the clerk of the court by a defendant who has counsel of record will not be filed but must be marked with the date received and a copy forwarded to that attorney for such consideration

as counsel deems appropriate. This rule does not apply to motions made pursuant to N.R.Cr.P. 3(2)(B)(ii).

**Rule 3.80. Repealed.**

**PART VII. GENERAL PROVISIONS**

**Rule 7.01. Scope of rules.** Unless otherwise stated, the rules in Part VII are applicable to all actions and proceedings commenced in the Eighth Judicial District Court. To the extent any rule in Part VII conflicts with the Nevada Rules of Criminal Practice, the Nevada Rules of Criminal Practice control.

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**Rule 7.40. Appearances; substitutions; withdrawal or change of attorney.**

(a) When a party has appeared by counsel, the party cannot thereafter appear on the party's own behalf in the case without the consent of the court. Counsel who has appeared for any party must represent that party in the case and shall be recognized by the court and by all parties as having control of the case. The court in its discretion may hear a party in open court although the party is represented by counsel.

(b) Counsel in any case may be changed only:

(1) When a new attorney is to be substituted in place of the attorney withdrawing, by the written consent of both attorneys and the client,

which must be filed with the court and served upon all parties or their attorneys who have appeared in the action, or

(2) When no attorney has been retained to replace the attorney withdrawing, by order of the court, granted upon written motion, and

(A) If the application is made by the attorney, the attorney must include in an affidavit the address, or last known address, at which the client may be served with notice of further proceedings taken in the case in the event the application for withdrawal is granted, and the telephone number, or last known telephone number, at which the client may be reached and the attorney must serve a copy of the application upon the client and all other parties to the action or their attorneys, or

(B) If the application is made by the client, the client must state in the application the address at which the client may be served with notice of all further proceedings in the case in the event the application is granted, and the telephone number, or last known telephone number, at which the client may be reached and must serve a copy of the application upon the client's attorney and all other parties to the action or their attorneys.

(c) No application for withdrawal or substitution may be granted if a delay of the trial or of the hearing of any other matter in the case would result.

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