

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

IN RE: DISCIPLINE OF THOMAS S.  
SHADDIX, ESQ.  
NEVADA BAR NO. 7905

Case No.: 84263

Electronically Filed  
Apr 12 2022 05:01 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**SUPPLEMENT TO RESPONDENT'S OPENING BRIEF**

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Respondent in Proper Person

## **TABLE OF AUTHORITIES**

### **Court Rules**

NRCP 11.....1

NRPC 3.3 .....3

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**COMES NOW**, Respondent, Thomas S. Shaddix, Esq., and hereby respectfully submits his SUPPLEMENT TO RESPONDENT’S OPENING BRIEF which was filed in this Honorable Court on April 7, 2022.

**Respondent hereby formally and respectfully withdraws “Issue for Review Number 2” from Respondent’s Opening Brief, which reads as follows:**

2. Is it improper for the State Bar of Nevada to have submitted to this Court an incomplete record of the proceedings below thus denying Respondent to opportunity to meaningfully challenge the said proceedings?

The reason for this SUPPLEMENT TO RESPONDENT’S OPENING BRIEF is as follows:

When Respondent prepared and filed his RESPONDENT’S OPENING BRIEF on April 7, 2022, Respondent was under the good-faith belief that the Record on Appeal did not include that portion identified as “ROA VOL II\_Part 5 of 7”, which was comprised of Bates stamped pages 155 though 176. Accordingly, Respondent, in good-faith, believed that the Record on Appeal was incomplete. The computer upon which Respondent researched the Record on Appeal and prepared the RESPONDENT’S OPENING BRIEF did not show “ROA VOL II\_Part 5 of 7” as being in the record, thus Respondent was unable to download it, and believed the same was omitted from the Record on Appeal. It showed only Parts 1-4, and 6-7.

Nevertheless, it has come to Respondent’s attention that this good-faith belief was wholly mistaken, and accordingly “Issue for Review Number 2” must be immediately withdrawn pursuant to, *inter alia*, NRCP 11 and NRPC 3.3.

Respondent does reiterate the rest and remainder of RESPONDENT’S OPENING BRIEF, including without limitation Issues for Review Numbers 1 and 3.

Additionally, Respondent emphasizes the arguments he made in his closing statement, which occurs in “ROA VOL II\_Part 5 of 7” [ROA 122, l. 9 - ROA 127, l. 15].

Moreover, Respondent emphasizes the concerns of attorney panel member Jen Serafina when she stated the following on the record: “. . . I just want to say that *I am sensitive to any kind of due process concerns*. We didn’t have a ton of evidence today before us regarding the amount of the costs that were due to the State Bar for the hearing and whatnot . . .” [ROA 131, ll. 2-7]. [Emphasis added]. In agreement, in part, with attorney panel member Serafina, Respondent does claim due process injuries as alleged previously.

### **CONCLUSION**

Respondent sincerely apologizes to this Honorable Court and Counsel for this inadvertent and most regrettable error, and has taken swift action to correct the same. Further, Respondent has been delayed, but is diligently working to arrange the payment of three thousand (\$3,000.00) dollars to the State Bar of Nevada, as referenced in the RESPONDENT’S OPENING BRIEF, by Tuesday, April 19, 2022.

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Respondent further requests that This SUPPLEMENT TO RESPONDENT'S OPENING BRIEF be incorporated, as appropriate, into the original RESPONDENT'S OPENING BRIEF file on April 7, 2022.

Dated this 12th day of April, 2022.

Respectfully submitted,

LAW OFFICE OF THOMAS S. SHADDIX

/s/ Thomas S. Shaddix

Thomas S. Shaddix, Esq.

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Respondent in Proper Person

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**ATTORNEY'S CERTIFICATE OF COMPLIANCE**

I hereby certify that this SUPPLEMENT TO RESPONDENT'S OPENING BRIEF complies with the formatting requirements of NRAP of NRAP 32(a)(4), the typeface requirements of NRAP32(a)(5) and the type style requirements of NRAP 32(a)(6). This Answer has been prepared in a proportionally spaced typeface using Microsoft Word in 14 point Times New Roman font.

I further certify that I have read this SUPPLEMENT TO RESPONDENT'S OPENING BRIEF, and to the best of my knowledge, information and belief, it is not frivolous or interposed for any improper purpose. I further certify that this SUPPLEMENT TO RESPONDENT'S OPENING BRIEF complies with all applicable Nevada Rules of Appellate Procedure. I understand that I may be subject to sanctions in the event that this appellate pleading is not in conformity with the requirements of the Nevada Rules of Appellate Procedure.

DATED this 12th day of April, 2022.

LAW OFFICE OF THOMAS S. SHADDIX  
/s/ Thomas S. Shaddix  
Thomas S. Shaddix, Esq.  
Nevada State Bar No.: 7905

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**DECLARATION OF THOMAS S. SHADDIX, ESQ., RESPONDENT,**  
**PURSUANT TO 28 U.S.C. 1746 IN SUPPORT OF SUPPLEMENT TO**  
**RESPONDENT'S OPENING BRIEF**

That I have read the foregoing SUPPLEMENT TO RESPONDENT'S OPENING BRIEF; I am the Respondent in Proper Person in the above-captioned matter and am competent to testify to the matters stated herein. I hereby incorporate by reference the entirety of the SUPPLEMENT TO RESPONDENT'S OPENING BRIEF set forth above, and everything contained therein is true and correct to the best of my knowledge, except for those matters stated upon information and belief, and as to those matters, I believe the same are true.

Executed at Las Vegas, Nevada, this 12th day of April, 2022, under penalty of perjury pursuant to 28 U.S.C. 1746.

/s/ Thomas S. Shaddix  
THOMAS S. SHADDIX

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on April 12, 2022, I caused a true and correct copy of the foregoing SUPPLEMENT TO RESPONDENT’S OPENING BRIEF to be electronically served upon the following person(s) through the Supreme Court’s eflex service system:

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