

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

3 SARAH JANEEN ROSE,

4 Appellant,

5 vs.

6 DAVID JOHN ROSE,

7 Respondent.
8

CASE NO. 84295

District Court Case No:
D547250

Electronically Filed
Mar 10 2022 03:44 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

9 **MOTION FOR ORDER TO OBTAIN TRANSCRIPTS AT PUBLIC**
10 **EXPENSE**

11 Appellant, SARAH JANEEN ROSE, by and through her counsel on
12 appeal, RACHEAL H. MASTEL, ESQ., moves this Court for an Order granting,
13 the Clark County Clerk's office, Verbatim Recording, and/or any other entity in
14 which services are rendered in the above reference matter, to be paid pursuant
15 to NRS 12.015(3).

16 NRS 12.015(3) provides,

17 "if the person is required to have proceedings reported
18 or recorded, or if the court determines that the
19 reporting, recording or transcription of proceedings
20 would be helpful to the adjudication or appellate
21 review of the case, the court shall order that the
22 reporting, recording or transcription be performed at
23 the expense of the county in which the action is
24 pending but at a reduced rate as set by the county."

25 Appellant is being represented by undersigned counsel in a pro bono
26 capacity.

27 ...

1 Further, Nevada Rules of Appellate Procedures Rule 9(a)(6) provides,

2 “In a civil case, if appellant is represented by counsel
3 but has been permitted to proceed in forma pauperis or
4 has filed a statement of legal aid eligibility under
5 NRAP 24, counsel may request a waiver of the costs
6 associated with the preparation and delivery of the
7 transcripts by filing a motion with the clerk of the
8 Supreme Court specifying each proceeding for which
9 a transcript is requested and a statement explaining
10 why each transcript is necessary for the court’s review
11 on appeal. The court may order that the transcripts be
12 prepared at the expense of the county in which the
13 proceeding occurred, but at a reduced rate established
14 by the county in accordance with NRS 12.015(3).”

15 Appellant has obtained a Statement of Legal Aid Representation in case
16 no. D547250, and therefore, should be allowed to obtain the necessary hearing
17 transcripts for this appeal.

18 Appellant is requesting that the hearing transcripts for the following
19 hearings are appropriate and necessary for this appeal action:

- 20 1. April 9, 2021 Hearing - This hearing is necessary for the Court’s
21 review on appeal because the Order from the same is a subject of
22 this appeal.
- 23 2. September 23, 2021 Hearing - This hearing is necessary for the
24 Court’s review on appeal because this is the first day of the Trial,
25 the Order from which is a subject of this appeal.

26 ...

1 3. November 15, 2021 Hearing - This hearing is necessary for the
2 Court's review on appeal because this is the second day of the
3 Trial, the Order from which is a subject of this appeal.

4 Therefore, Appellant request that this Court issue an Order Waiving the
5 Costs of the aforementioned hearing transcripts.

6 Dated this 10 day of March, 2022.

7 KAINEN LAW GROUP, PLLC

8
9 By: 

10 RACHEAL H. MASTEL, ESQ.

11 Nevada Bar No. 11646

12 3303 Novat Street, Suite 200

13 Las Vegas, Nevada 89129

14 Attorney for Appellant
15
16
17
18
19
20
21
22
23
24
25
26
27

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 10th day of March, 2022, I caused to be served the *Motion for Order to Obtain Transcripts at Public Expense* to all interested parties as follows:

___ BY MAIL: Pursuant to NRCP 5(b), I caused a true copy thereof to be placed in the U.S. Mail, enclosed in a sealed envelope, postage fully prepaid thereon, addressed as follows:


___ BY CERTIFIED MAIL: I caused a true copy thereof to be placed in the U.S. Mail, enclosed in a sealed envelope, certified mail, return receipt requested, postage fully paid thereon, addressed as follows:

___ BY FACSIMILE: Pursuant to EDCR 7.26, I caused a true copy thereof to be transmitted, via facsimile, to the following number(s):

X BY ELECTRONIC MAIL: Pursuant to EDCR 7.26 and NEFCR Rule 9, I caused a true copy thereof to be served via electronic mail, via Wiznet, to the following e-mail address(es):

Racheal Mastel

Shelley Lubritz


An Employee of
KAINEN LAW GROUP, PLLC