

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER M. FALCONI,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
CHARLES J. HOSKIN, DISTRICT
JUDGE,

Respondents,

and

TROY A. MINTER; AND JENNIFER R.
EASLER,

Real Parties in Interest.

SUPREME COURT CASE NO.

85195

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Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT CASE NO.:

D-08-402901-C

ALEXANDER M. FALCONI, D/B/A

OUR NEVADA JUDGES,

Petitioner

vs.

CLARK COUNTY EIGHTH JUDICIAL
DISTRICT COURT,

Respondent.

SUPREME COURT CASE NO.

84947

LAS VEGAS REVIEW JOURNAL,

Petitioner,

vs.

CLARK COUNTY EIGHTH JUDICIAL
DISTRICT COURT,

Respondent.

SUPREME COURT CASE NO.

85228

NOTICE OF SUPPLEMENTAL AUTHORITY

Petitioner Las Vegas Review-Journal, Inc. (“Review-Journal”), by and
through its counsel of record, pursuant to Nev. R. App. P. 31(e), hereby supplements

its Petition, Reply in Support of its Petition, and oral argument.

During oral argument, in response to the amicus brief filed in a related case by the American Academy of Matrimonial Lawyers (“AAML”)¹, there was discussion of whether it was Nevada’s purported tradition of closed hearings in family court or the tradition throughout the United States that was relevant to the experience and logic test of *Globe Newspaper Co. v. Superior Court of County of Norfolk*, 457 U.S. 596, 73 L. Ed. 2d 248, 102 S. Ct. 2613 (1982). When asked about the history of openness at oral argument, the Review-Journal explained that the Supreme Court has addressed the issue, mentioning *El Vocero de P.R. v. Puerto Rico*, 508 U.S. 147, 113 S. Ct. 2004 (1993), but did not provide the citation.

In *El Vocero*, the United States Supreme Court held “the ‘experience’ test of *Globe Newspaper* does not look to the particular practice of any one jurisdiction, but instead ‘to the experience in that *type* or *kind* of hearing throughout the United States[.]’” *El Vocero*, 508 U.S. at 150 (quoting *Rivera-Puig v. Garcia-Rosario*, 983 F.2d 311, 323 (1992)) (emphasis in original).

¹ AAML’s amicus brief was filed in *Alexander M. Falconi v. Eighth Judicial District Court of The State of Nevada in and for the County of Clark; and the Honorable Charles Hoskin, District Court Judge and Troy A. Minter and Jennifer R. Easler, A Real Party in Interest*, Case No. 85195. The Review-Journal was not a party to Case No. 85195, and the Review-Journal’s case was not clustered or consolidated with it. However, the Review-Journal’s case was scheduled for oral argument in conjunction with the arguments scheduled in Case No. 85195, and *Alexander M. Falconi, d/b/a Our Nevada Judges v. Clark County Eighth Judicial District Court*, Case No. 84947.

The Review-Journal respectfully requests that this Court consider the United States Supreme Court's holding in *El Vocero* in rendering a decision in this matter.

DATED this 6th day of March, 2023.

/s/ Margaret A. McLetchie

Margaret A. McLetchie, Nevada Bar No. 10931

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Counsel for the Las Vegas Review-Journal, Inc.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing NOTICE OF SUPPLEMENTAL AUTHORITY was filed electronically with the Nevada Supreme Court on the 6th day of March, 2023. Electronic service of the foregoing document shall be made in accordance with the Master Service List.

/s/ Leo S. Wolpert
Employee of McLetchie Law