

FILED

APR 04 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY E.A.B.
CHIEF DEPUTY CLERK

IN THE MATTER OF THE PROPOSED)
AMENDMENT OF THE RULES OF)
PRACTICE FOR THE NINTH JUDICIAL)
DISTRICT COURT)
_____)

ADKT. NO. 610

PETITION TO AMEND RULE 4 ARBITRATION OF THE RULES OF PRACTICE
FOR THE NINTH JUDICIAL DISTRICT COURT

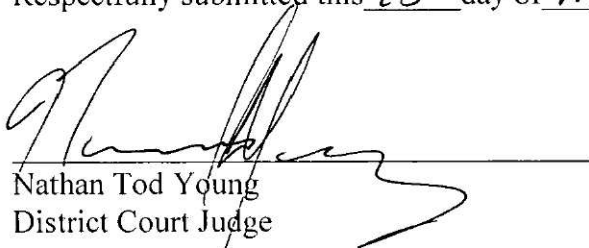
Pursuant to the Nevada Rules on the Administrative Docket and Nevada Revised Statute Section 38.258(1), Petitioner, NINTH JUDICIAL DISTRICT COURT, by and through the Honorable Nathan Tod Young and Honorable Thomas W. Gregory, hereby petitions this Honorable Court for its order amending the Ninth Judicial District Court Rules by amending NJDCR 4 Arbitration as set forth in attached Exhibit A.

The Ninth Judicial District has adopted the Nevada Arbitration Rules as provided in Nevada Arbitration Rule 1, which provides in part, "Judicial Districts having a lesser population may adopt local rules implementing all of part of the program." Effective January 1, 2023, the Supreme Court of the State of Nevada amended the Nevada Arbitration Rules. The Ninth Judicial District desires to adopt the amendments except for specifically excluding "NAR 20(a)(2) Any claim or defense not raised by either party through presentation of expert testimony or other competent evidence at the arbitration hearing will be waived at the trial de novo."

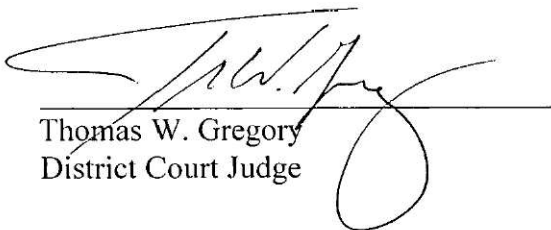


Therefore, petitioners respectfully request this Honorable Court to enter its order granting this petition and amending the Ninth Judicial District Court Rules as herein stated.

Respectfully submitted this 28 day of March 2023.



Nathan Tod Young
District Court Judge



Thomas W. Gregory
District Court Judge

EXHIBIT A

Rule 4 Arbitration

(a) The Ninth Judicial District Court has adopted the mandatory, non-binding “Nevada Arbitration Rules” and any amendments thereto promulgated by the Supreme Court of the State of Nevada.

(b) Those civil cases commenced in this court that are subject to the mandatory provisions of the “Nevada Arbitration Rules” that have a probable jury award value not in excess of fifty thousand dollars (\$50,000) per plaintiff, exclusive of interest and costs, will be processed and governed as provided in said rules.

(c) Effective January 1, 2023, the Nevada Arbitration Rules were amended by the Supreme Court of the State of Nevada. The Ninth Judicial District Court adopts the amendments except for specifically excluding “NAR 20(a)(2) Any claim of defense not raised by a party through presentation of expert testimony or other competent evidence at the arbitration hearing will be waived at the trial del novo.”

(e) (d) The special master is designated as the “arbitration commissioner” for purpose of the Nevada Arbitration Rules.