

IN THE SUPREME COURT OF THE STATE OF NEVADA

RODERICK STEPHEN SKINNER,
Appellant,
vs.
KYLE OLSEN, WARDEN; NNCC; AND
THE STATE OF NEVADA,
Respondents.


No. 86846

RODERICK STEPHEN SKINNER,
Appellant,
vs.
KYLE OLSEN, WARDEN; NNCC; AND
THE STATE OF NEVADA,
Respondents.

No. 86893

FILED

APR 01 2024

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER RE: MOTION TO UNSEAL

Counsel for appellant filed a motion to unseal volumes 11-16 of the record on appeal transmitted to this court by the district court clerk. In support of the motion, counsel stated she is unable to review those pages of the record. Review of the record revealed that several documents in the sealed volumes appeared to be filed on the district court's public docket. Because it was unclear why these documents were filed under seal in this court, this court deferred ruling on the motion to unseal and ordered the district court clerk to clarify the status of the documents in the sealed volumes.

Having considered the clerk's response, this court orders as follows. It appears the majority of the documents in the sealed volumes were filed under seal in the district court and are properly filed under seal in this court. *Cf. Howard v. State*, 128 Nev. 736, 746, 291 P.3d 137, 143 (2012); SRCR 7. However, it also appears that some documents are not properly sealed in this court. In particular, it appears that appellant's July 13, 2016, and October 7, 2016, petitions for writs of habeas corpus and the majority of the exhibits to those petitions were not filed under seal in the

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district court. It does not appear that sealing these petitions and exhibits in this court is warranted. It also does not appear that the August 23, 2018, application to produce prisoner should be filed under seal in this court.

Under these circumstances, appellant's motion to unseal is granted to the following extent.¹ The clerk of this court shall unseal pages 359-454 (volume 11), 468-873 (volumes 11-13), 891-1005 (volumes 13-14), 1019-1566 (volumes 14-16), and 1647-49 (volume 16) of the record on appeal filed on August 2, 2023. Counsel may contact the district court clerk for copies of any documents included in the portions of the record on appeal that remain sealed.

It is so ORDERED.

_____, C.J.

cc: Karla K. Butko
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk

¹As noted by appellant, the public and sealed volumes of the record on appeal are incorrectly paginated. This court declines to require the filing of an amended record on appeal on this basis. However, the district court clerk is advised that all volumes of a record on appeal, including the public and sealed volumes, should be paginated sequentially as one record. See NRAP 11(a); NRAP 30(c)(1). The public and sealed volumes should not be paginated separately.