


IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,
Appellant,
vs.
JAMES WALTER DEGRAFFENREID,
III; DURWARD JAMES HINDLE, III;
JESSIE REED LAW; MICHAEL JAMES
MCDONALD; SHAWN MICHAEL
MEEHAN; AND EILEEN A. RICE,
Respondents.

No. 89064

FILED

SEP 27 2024

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER GRANTING MOTION IN PART

Appellant has filed an unopposed motion to transmit five exhibits that were presented in district court case C-23-379122. Specifically, appellant requests (1) grand jury Exhibit 6A, (2) Exhibit 1 and Exhibit 2 to Opposition to Defendants' Motion to Dismiss, (3) Exhibit B to Joint Memorandum of Points and Authorities in Support of Defendants' Petitions for Writ of Habeas Corpus, and (4) Exhibit B to Joint Reply to Opposition to Motion to Dismiss. The motion is granted in part as follows. See NRAP 30(d).

The clerk of the district court shall have 14 days from the date of this order to transmit (1) grand jury Exhibit 6A (described as a "flash drive containing video file of footage from Right Side Broadcasting of the GOP Electors[] Ceremony outside the Nevada Legislature on December 14, 2020"); (2) Exhibit B to Joint Memorandum of Points and Authorities in Support of Defendants' Petitions for Writ of Habeas Corpus (described as a "thumb drive containing video files of proffer conducted with Kenneth Chesebro filed in the district court on January 29, 2024"); and (3) Exhibit B to Joint Reply to Opposition to Motion to Dismiss (described as a "thumb drive containing audio file of interview with Debra Kempfi filed in the

district court on February 13, 2024”). If the district court clerk is unable to transmit the exhibits, the clerk shall notify this court in writing within the same time period.

The motion is denied in regard to the request to transmit Exhibit 1 and Exhibit 2 to Opposition to Defendants’ Motion to Dismiss (described as “paper copies of phone records for two GOP Electors filed under seal in the district court on February 8, 2024”). See NRAP 30(d). If deemed necessary, appellant may submit these documents in an appendix, accompanied by a motion requesting to file them under seal. Cf. SRCR 3, 7.

It is so ORDERED.


_____, C.J.

cc: Attorney General/Carson City
Attorney General/Las Vegas
Marquis Aurbach Chtd.
Cook & Kelesis
McLetchie Law
Wright Marsh & Levy
Chattah Law Group
Eighth District Court Clerk