

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER M. FALCONI, D/B/A OUR  
NEVADA JUDGES,  
Petitioner,  
vs.  
CLARK COUNTY EIGHTH JUDICIAL  
DISTRICT COURT,  
Respondent.

No. 84947

FILED

FEB 21 2024

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

*ORDER DENYING PETITION  
FOR A WRIT OF MANDAMUS OR PROHIBITION*

This is an original petition for a writ of mandamus or prohibition challenging EDCR 5.207 and EDCR 5.212 on the basis that they allow family court proceedings to be conducted without permitting public access, in violation of petitioner's rights under the United States Constitution, the Nevada Constitution, and common law.

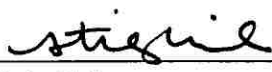
Having considered the petition and supporting documentation, we are not persuaded that our extraordinary and discretionary intervention is warranted. *Pan v. Eighth Judicial Dist. Court*, 120 Nev. 222, 224, 228, 88 P.3d 840, 841, 844 (2004) (observing that the party seeking writ relief bears the burden of showing such relief is warranted and providing that an appeal is an adequate legal remedy precluding writ relief); *Smith v. Eighth Judicial Dist. Court*, 107 Nev. 674, 677, 679, 818 P.2d 849, 851, 853 (1991) (recognizing that writ relief is an extraordinary remedy and that this court has sole discretion in determining whether to entertain a writ petition).


Specifically, the issues presented by this writ petition are not ripe for our review. In determining whether a matter is ripe for our review, we consider “(1) the hardship to the parties of withholding judicial review, and (2) the suitability of the issues for review.” *In re T.R.*, 119 Nev. 646, 651, 80 P.3d 1276, 1279 (2003). The present petition fails to meet these factors. Petitioner concedes it has not been precluded from attending a family law proceeding under EDCR 5.207 or EDCR 5.212. Thus, there is no hardship to the parties. Until petitioner is precluded from accessing a proceeding there is no justiciable controversy for this court to resolve. See *Doe v. Bryan*, 102 Nev. 523, 525, 728 P.2d 443, 444 (1986) (explaining that this court has consistently required “an actual justiciable controversy as a


predicate to judicial relief"). Accordingly, we

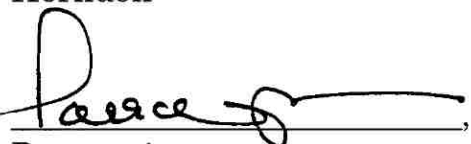
ORDER the petition DENIED.<sup>1</sup>


  
\_\_\_\_\_, C.J.  
Cadish

  
\_\_\_\_\_, J.  
Stiglich

  
\_\_\_\_\_, J.  
Pickering

  
\_\_\_\_\_, J.  
Herndon

  
\_\_\_\_\_, J.  
Parraguirre

  
\_\_\_\_\_, J.  
Bell

  
\_\_\_\_\_, Sr. J.  
Silver

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<sup>1</sup>The Honorable Patricia Lee, Justice, did not participate in the decision in this matter. The Honorable Abbi Silver, Senior Justice, was appointed to sit in her place.

cc: Hon. Jerry Wiese, District Judge  
American Civil Liberties Union of Nevada/Las Vegas  
Andres Moses  
Attorney General/Carson City  
Willick Law Group  
Eighth District Court Clerk