

Alvin S. Amin
CLERK OF THE COURT

1 **ORDR**

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

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████████████████████
Plaintiff.

CASE NO.: D-██████████-C
DEPT: I

6

vs.

HEARING DATE: 4/12/2022
HEARING TIME: 3:00 A.M.
(Chambers)

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████████████████████
Defendant.

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**ORDER GRANTING IN PART AND DENYING IN PART MOTION TO
UNSEAL CASE**

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Nevada Rule of Civil Procedure 1 and Eighth Judicial District Rule 1.10 state
12 that the procedure in district courts shall be administered to secure efficient, speedy,
13 and inexpensive determinations in every action. Pursuant to Eighth Judicial District
14 Rule 2.23(c), this Court can consider a motion and issue a decision on the papers at
15 any time without a hearing.

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THE COURT FINDS third party, Our Nevada Judges, filed a Motion to
18 Unseal on February 24, 2022. Defendant filed an Opposition to Motion to Unseal
19 on March 4, 2022. Our Nevada Judges filed a Reply on March 7, 2022. Plaintiff
20 has not filed an Opposition.

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1 **THE COURT FINDS** Our Nevada Judges requests the Court to issue an
2 order directing the Court Clerk to make certain information available in the Court
3 docket. The request is made pursuant to the Nevada Supreme Court Rules
4 Governing Sealing and Redacting Court Records (“SRCR”) Rule 3(5)(c). Our
5 Nevada Judges additionally requests the Court to unseal the case on its own Motion
6 pursuant to SRCR 4(2).

7 **THE COURT FINDS** Defendant filed a Motion to seal the case on
8 December 13, 2019. Judge Moss sealed the case after a hearing on January 8, 2020.
9 The order after the hearing was signed by Judge Moss and filed on January 31,
10 2020.

11 SRCR 3(5)(c) states that “[u]nder no circumstances shall the court seal an
12 entire court file.” At the minimum, the following information shall be available for
13 public viewing on court indices:

- 14 (i) *the case number(s) or docket code(s) or number(s);*
- 15 (ii) *the date that the action was commenced;*
- 16 (iii) *the names of the parties, counsel of record, and the assigned judge;*
- 17 (iv) *the notation “case sealed”;*
- 18 (v) *the case type and cause(s) of action, which may be obtained from the Civil Cover Sheet;*
- 19 (vi) *the order to seal and written findings supporting the order; and*
- 20 (vii) *the identity of the party or other person who filed the motion to seal.*

21 **THE COURT FINDS** pursuant to SRCR 3(5)(c), the public shall have
access to the information outlined in SRCR 3(5)(c)(i)-(vii).

1 **THE COURT FINDS** a sealed court record shall only be unsealed upon
2 stipulation of all the parties, upon the court’s own motion, or upon a motion filed
3 by a named party or another person. SRCR 4(2). The motion must be served on all
4 parties to the action in accordance with NRCP 5. Id.

5 **THE COURT ORDERS** Our Nevada Judges Motion to Unseal is granted in
6 part and denied in part without prejudice.

7 **THE COURT ORDERS** the Court Clerk shall make the following
8 information available on the court index, as outlined in SRCR 3(5)(c)(i)-(vii):

- 9 (i) *the case number or docket code or number;*
- 10 (ii) *the date that the action was commenced;*
- 11 (iii) *the names of the parties, counsel of record, and the assigned judge;*
- 12 (iv) *the notation “case sealed”;*
- 13 (v) *the case type and cause(s) of action, which may be obtained from the
Civil Cover Sheet;*
- 14 (vi) *the order to seal and written findings supporting the order; and*
- 15 (vii) *the identity of the party or other person who filed the motion to seal.*

16 **THE COURT ORDERS** the case shall not be unsealed at this time as Our
17 Nevada Judge’s request is too vague. The Court will not unseal the case on its own
18 motion at this time. Our Nevada Judges may file a new Motion to Unseal with
19 additional information in support of unsealing the case.

20 **THE COURT ORDERS** Our Nevada Judges must provide proof of service
21 of the motion in compliance with SRCR 4(2), NRCP 5, and NRCP 6 in order to
ensure the parties have an opportunity to oppose the motion.

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THE COURT ORDERS the hearing set for April 12, 2022 shall be vacated.

Dated this 27th day of March, 2022



87A F62 570C BF37
Sunny Bailey
District Court Judge