

1 Alexander M. Falconi
2 153 Sand Lake St.
3 Henderson, NV 89074
4 admin@ournevadajudges.com
5 702-374-3530
6 *Appearing in Proper Person*

CASE NO: A-22-855627-W
Department 26

DISTRICT COURT

CLARK COUNTY, NEVADA

7 ALEXANDER M FALCONI d.b.a. OUR
8 NEVADA JUDGES,
9 Petitioner,
10 vs.
11 LAS VEGAS MUNICIPAL COURT
12 DEPARTMENT 5, MUNICIPAL COURT
13 JUDGE CEDRIC KERNS,
14 Respondent.

Case No.:

Dept. No.:

PETITION FOR WRIT OF MANDAMUS

15 COMES NOW, Alexander Falconi d.b.a. Our Nevada Judges¹, appearing in proper person,
16 and hereby files a petition for writ of mandamus. This petition is based upon the following
17 memorandum of points and authorities and all pleadings on file herein.

18 Petitioner submitted a media request. Exhibit 1. Municipal Court Judge Cedric Kerns
19 responded through his clerk, via email, apparently denying the request. Exhibit 2. Exhibit 3. A
20 review of the docket indicates the order denying was not made a part of the record, nor were any
21 of the required findings made a part of the record. SCR 230(2). Exhibit 4. Exhibit 5.

22 The filing of an appeal is forbidden; the writ petition is expressly provided as the only
23 available remedy. SCR 243. Absent making the mandatory findings a part of the record,
24 Respondent manifestly abused his discretion. *Solid v. Eighth Jud. Dist. Ct.*, 133 Nev. 118, 393
25 P.3d 666 (2017). See also SCR 230(2).

26
27
28 ¹ Alexander M. Falconi, a natural person, owns, operates, and controls the Our Nevada Judges
organization, including but not limited to the website, YouTube, Facebook, and Twitter platforms.

1 Petitioner also requests costs. NRS 18.060. *Keever v. Jewelry Mountain Mines, Inc.*, 102
2 Nev. 174, 175-76, 717 P.2d 1117, 1118 (1986) (the “mandatory requirement [in NRS 18.060] of
3 the awarding of costs is clear, emphatic, and peremptory”).

4 Our Nevada Judges has been recognized as a news reporter by Districts 1, 2, 5, 6, 8, 9, and
5 10; and, the Court of Appeals and Supreme Court; and, the Commission on Judicial Discipline;
6 and, the Las Vegas, Reno, Beatty, Pahrump, Dayton, Sparks, and Virginia City Justice Courts;
7 and, the Reno and Henderson Municipal Courts. Multiple lawyers and judges have also made
8 voluntary appearances on Our Nevada Judges Perspectives Programs. SCR 229(1)(c). Our Nevada
9 Judges has garnered more than 24.8 million watch-time-minutes, 1.8 million views, and educated
10 the public on the judicial process in a way that impacted the 2020 election and furthered a number
11 of important discussions².

12
13 WHEREFORE, Petitioner, asks for the following relief:

- 14
- 15 1. A writ of mandamus ordering Respondent to make SCR 230(2) findings a part of the
16 record and grant or deny camera access consistent with the law; and,
 - 17 2. For an award of costs.

18 **AFFIRMATION:** This document does not contain a social security number of any person.

19 SIGNED THIS 19 day of July, 2022.

20 

21
22 _____
23 Alexander M. Falconi
24 Our Nevada Judges

25
26
27
28 _____
² This includes the American Civil Liberties Union’s representation of Our Nevada Judges in a major public access dispute against this District, and the Las Vegas Review Journal, This Is Reno, and The Nevada Independent’s coverage of the case. Supreme Court docket no. 84947.

1 **VERIFICATION OF ALEXANDER FALCONI**

2 I, Alexander M. Falconi, state that I have read this *Petition* and that the contents are true
3 and correct of my own personal knowledge, except for those matters I have stated that are not of
4 my own personal knowledge, but that I only believe them to be true, and as for those matters, I do
5 believe they are true.
6

7 ***I declare³ under penalty of perjury that the foregoing is true and correct.***

8 EXECUTED this 19 day of July, 2022.

9 

10 _____
11 Alexander M. Falconi
12 Administrator
13 admin@ournevadajudges.com

14 **Certificate of Service**

15 I, Alexander M. Falconi, do hereby declare that I am over the age of 18 and a party to this
16 action and that I personally served a true and correct copy of this *Petition* by placing it into a sealed
17 envelope and mailing it, postage prepaid, *via* United States Postal Service, addressed as follows:

18 The Hon. Cedric Kerns
19 Las Vegas Municipal Court
100 E Clark Ave
Las Vegas, NV 89101

20 ... and *via* email to: lvmcdept5@lasvegasnevada.gov

21 ***I declare under penalty of perjury that the foregoing is true and correct.***

22 EXECUTED this 19 day of July, 2022.

23 

24 _____
25 Alexander M. Falconi
26 Our Nevada Judges
27 Administrator

28 ³ NRS 53.045 (declaration in lieu of affidavit).

List of Exhibits

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Exhibit 1: Email
Pages: 1

Exhibit 2: Email
Pages: 1

Exhibit 3: Media Request
Pages: 1

Exhibit 4: Las Vegas Municipal Court Docket No. C1247785A
Pages: 3

Exhibit 5: Las Vegas Municipal Court Docket No. C1247785B
Pages: 3

EXHIBIT 1

EXHIBIT 1



Alexander Falconi <admin@ournevadajudges.com>

Media Request Submitted

Alexander Falconi <admin@ournevadajudges.com>

Tue, Jul 12, 2022 at 10:07 AM

To: Lvmcdept5@lasvegasnevada.gov

Bcc: [REDACTED]

Please find the attached request for camera access and to provide electronic coverage.

--

Alexander Falconi

Administrator

| *Those who fear the darkness have never seen what the light can do.*

<https://www.ournevadajudges.com>



 **Media Request Patterson SIGNED.pdf**
40K

EXHIBIT 2

EXHIBIT 2



Alexander Falconi <admin@ournevadajudges.com>

Media Request Submitted

Department 5 <lvmcdept5@lasvegasnevada.gov>
To: Alexander Falconi <admin@ournevadajudges.com>

Mon, Jul 18, 2022 at 3:03 PM

Good Afternoon,

To Proceedings.

Attached please find the response to the Media Request & Order to Permit Camera Access



Lisa Rosales

Judicial Executive Assistant

to Judge Cedric Kerns

*100 E. Clark Ave. | Las Vegas, NV
89101*

Las Vegas Municipal Court, Dept. 5

702.229.6061

***To research a case visit this
site:***

<https://www.lasvegasnevada.gov/Government/Municipal-Court>

From: Alexander Falconi <admin@ournevadajudges.com>

Sent: Tuesday, July 12, 2022 10:07 AM

To: Department 5 <lvmcdept5@LasVegasNevada.GOV>

Subject: Media Request Submitted

EXHIBIT 3

EXHIBIT 3

**LAS VEGAS MUNICIPAL COURT
CLARK COUNTY, NEVADA
(702) 229-4673 FAX (702) 387-2448**

CITY OF LAS VEGAS,)
)
 Plaintiff,)
)
 vs.)
)
 KELLY WAYNE PATTERSON)
)
 Defendant.)
)

Case No. C1247785A/B
 Dept. No. 5

**MEDIA REQUEST & ORDER TO PERMIT
CAMERA ACCESS TO PROCEEDINGS**

MEDIA REQUEST TO PERMIT CAMERA ACCESS TO PROCEEDINGS

ALEX FALCONI of OUR NEVADA JUDGES hereby requests permission to broadcast, record, photograph or televise proceedings in the above-entitled case in the courtroom of Department 5, Judge CEDRIC KERNS, commencing on the 27 day of JULY, 20 22.

I certify that I am familiar with the contents of Nevada Supreme Court Rules 229-247 (inclusive) on Cameras and Electronic Media Coverage in the Courts.

I also understand that this form **must** be submitted to the Court at least **seventy-two (72)** hours before the proceeding commences unless good cause can be shown.

DATED this 12 day of JULY, 20 22.

Alex Falconi

153 SAND LAKE ST, HENDERSON, NV 89074

MEDIA REPRESENTATIVE, ADDRESS, & PHONE NUMBER

ORDER GRANTING PERMISSION OF CAMERA ENTRY

The Court having determined that approval of this request would / would not distract participants, impair the dignity of the proceedings or otherwise materially interfere with the achievement of a fair trial or hearing herein.

IT IS HEREBY ORDERED that permission is granted / X denied as requested for each and every hearing on the above-entitled case unless otherwise notified. This order is in accordance with Nevada Supreme Court Rules 229-247 (inclusive) on Cameras and Electronic Media Coverage in the Courts, and all applicable sections of the NRS. It also is subject to reconsideration upon motion of any party to the action.

IT IS FURTHER ORDERED that this entry shall be made a part of the record of the proceedings in this case.

DATED this 18 day of July, 20 22.

[Signature]

 MUNICIPAL COURT JUDGE

Plaintiff Atty. Noticed _____ dated _____
 Defendant Atty. Noticed _____ dated _____
 Media Noticed _____ dated _____

EXHIBIT 4

EXHIBIT 4



Las Vegas Municipal Court
 100 E.Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,)
)
 Plaintiff,)
 vs.)
)
 PATTERSON, KELLY WAYNE)
)
 Defendant)

Violation Code: **4808**
 Violation Description: **OBSTRUCTING/FALSE INFO TO P. O.**
 Violation Date: **4/14/2021**
 Case No.: **C1247785B**
 History No.: **100333317**
 Amended Code:
 Amended Description:

JUDGMENT

Complaint: **5/5/2021** Disposition: **Dismissed** Finding: Disposition Date: **6/15/2022**

Date	Proceedings	Purpose	Court Date/Time	Dept
4/14/2021	Arrest/Case Created			
4/14/2021	Allocated to Department: 5			
4/14/2021	Bail Due: \$640			
4/14/2021	Initial Court Date	PC	4/15/21 12:00 pm	5
4/15/2021	Bail Review Complete			
4/15/2021	Paid \$733 (21-WB_SN-011928)			
4/15/2021	Bail Paid \$640 (3rd Party) MARIE ORTIZ, MEGAN			
4/15/2021	Continued	AR	5/17/21 1:00 pm	5
4/15/2021	Probable Cause Found	AR	4/19/21 8:30 am	5
4/15/2021	Continued	AR	5/17/21 1:00 pm	5
4/15/2021	Continued			
5/5/2021	Complaint Filed 5/5/2021 12:13 PM			
5/17/2021	Motion to Admit Evidence Submitted by Judge			
5/17/2021	Motion to Admit Evidence Granted			
5/17/2021	Motion to General Submitted by Judge			
5/17/2021	Multiple Calendared Event Set	M	7/28/21 9:25 am	5
5/17/2021	Continued	AR	7/28/21 9:45 am	5
5/17/2021	Continuance-Reset			
5/17/2021	Tape Start 1: 5/17/2021 9:14 AM			
6/17/2021	Miscellaneous: MOTION TO DISMISS Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
7/7/2021	Miscellaneous: MOT AMEND COMPLAINT Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945			
7/8/2021	Miscellaneous: OPPO MOT AMEND COMPAINIT Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
7/28/2021	Multiple Calendared Event continued	M	9/8/21 9:25 am	5
7/28/2021	Continued	AR	9/8/21 9:00 am	5
7/28/2021	Multiple calendared event for 7/28/2021 9:25 AM removed			
7/28/2021	Reason for removing multiple calendared event: Case Continued			
7/28/2021	Tape Start 1: 7/28/2021 9:35 AM			



Las Vegas Municipal Court
 100 E. Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,)
)
 Plaintiff,)
 vs.)
)
 PATTERSON, KELLY WAYNE)
)
 Defendant)

Violation Code: 4808
 Violation Description: OBSTRUCTING/FALSE INFO TO P. O.
 Violation Date: 4/14/2021
 Case No.: C1247785B
 History No.: 100333317
 Amended Code:
 Amended Description:

JUDGMENT

Complaint: 5/5/2021 Disposition: Dismissed Finding: Disposition Date: 6/15/2022

Date	Proceedings	Purpose	Court Date/Time	Dept
8/10/2021	Miscellaneous: SUPP MOT TO DISMISS COUNT B Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
9/8/2021	Motion to Amend Charge Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945	M	9/9/21 9:30 am	5
9/8/2021	Multiple Calendared Event Set			
9/8/2021	Multiple calendared event for 9/8/2021 9:25 AM removed			
9/8/2021	Reason for removing multiple calendared event: Case Continued			
9/9/2021	Tape Start 1: 9/9/2021 10:09 AM			
9/14/2021	Motion to Amend Charge Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945	M	11/3/21 9:30 am	5
9/14/2021	Multiple Calendared Event Set			
9/23/2021	Miscellaneous: SUPPLEMENT TO DEF REPLY Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945			
9/30/2021	Miscellaneous: MOTION TO STRIKE PLAINTIFFS SUP Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
10/19/2021	Miscellaneous: DEF NOTICE NOT OPPO TO STRIKE SUPP Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
11/3/2021	Motion: Amend Charge Denied	AR	2/23/22 2:00 pm	5
11/3/2021	Continued			
11/3/2021	Tape Start 1: 11/3/2021 8:46 AM	AR	2/23/22 10:45 am	5
2/22/2022	Continued			
2/23/2022	Plea: NOT GUILTY	T	4/27/22 2:00 pm	5
2/23/2022	Continued			
2/23/2022	Tape Start 1: 2/23/2022 10:45 AM			
3/2/2022	Private Attorney STUBBS, STEPHEN Bar# 10449	T	6/6/22 2:00 pm	5
4/27/2022	Continued			
4/27/2022	Tape Start 1: 4/27/2022 1:59 PM			
4/28/2022	Charge Dismissed			
4/28/2022	Bail Refund Ordered: \$640			
5/2/2022	Bail Poster Address Change			
5/2/2022	Bail Poster Name Change			



Las Vegas Municipal Court
 100 E. Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,)
)
 Plaintiff,)
 vs.)
 PATTERSON, KELLY WAYNE)
)
 Defendant)

Violation Code: **4808**
 Violation Description: **OBSTRUCTING/FALSE INFO TO P. O.**
 Violation Date: **4/14/2021**
 Case No.: **C1247785B**
 History No.: **100333317**
 Amended Code:
 Amended Description:

JUDGMENT

Complaint: **5/5/2021** Disposition: **Dismissed** Finding: Disposition Date: **6/15/2022**

Date	Proceedings	Purpose	Court Date/Time	Dept
5/4/2022	Refund Error: CC Processor - CCLOOKUPSYSTEMCODE NOT FOUND			
5/5/2022	Bail Refund Ordered removed: \$640			
5/5/2022	Fee: UNALLOCATED FUNDS \$640			
5/5/2022	Bail Refund Ordered: \$640			
5/5/2022	Bail Refund Ordered removed: \$640			
5/5/2022	Bail Applied: \$640 (IR22-011441)			
5/5/2022	Correction: Direct Pmt Request \$640 submitted 3rd Party Megan Marie Ortiz			
5/23/2022	Motion to Place on Calendar Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945	M	6/6/22 9:30 am	5
5/23/2022	Multiple Calendared Event Set			
5/24/2022	Multiple calendared event for 6/6/2022 9:30 AM removed			
5/24/2022	Reason for removing multiple calendared event: Case Continued	T	7/5/22 2:00 pm	5
5/24/2022	Continued			
6/15/2022	Case Closed			
7/11/2022	Case Open			
7/11/2022	Motion to Place on Calendar Submitted by Attorney STUBBS, STEPHEN Bar# 10449	M	7/27/22 9:30 am	5
7/11/2022	Multiple Calendared Event Set			

EXHIBIT 5

EXHIBIT 5



Las Vegas Municipal Court
 100 E.Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,
 Plaintiff,
 vs.
 PATTERSON, KELLY WAYNE
 Defendant

) Violation Code: 1404
) Violation Description: BICYCL-TRAFFIC SIGNALS TO BE OBEYED
) Violation Date: 4/14/2021
) Case No.: C1247785A
) History No.: 100333317
) Amended Code:
) Amended Description:

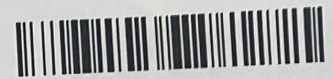
JUDGMENT

Complaint: 5/5/2021 Disposition: **Dismissed - Per Statute** Finding: Disposition Date: 7/5/2022

Date	Proceedings	Purpose	Court Date/Time	Dept
4/14/2021	Arrest/Case Created			
4/14/2021	Allocated to Department: 5			
4/14/2021	Bail Due: \$93			
4/14/2021	Initial Court Date	PC	4/15/21 12:00 pm	5
4/15/2021	Bail Review Complete			
4/15/2021	Paid \$733 (21-WB_SN-011928)			
4/15/2021	Bail Paid \$93 (3rd Party) MARIE ORTIZ, MEGAN			
4/15/2021	Continued	AR	5/17/21 1:00 pm	5
4/15/2021	Probable Cause Found			
4/15/2021	Continued	AR	4/19/21 8:30 am	5
4/15/2021	Continued	AR	5/17/21 1:00 pm	5
5/5/2021	Complaint Filed 5/5/2021 12:13 PM			
5/17/2021	Motion to Admit Evidence Submitted by Judge			
5/17/2021	Motion to Admit Evidence Granted			
5/17/2021	Motion to General Submitted by Judge			
5/17/2021	Multiple Calendared Event Set	M	7/28/21 9:25 am	5
5/17/2021	Continued	AR	7/28/21 9:45 am	5
5/17/2021	Continuance-Reset			
5/17/2021	Tape Start 1: 5/17/2021 9:14 AM			
6/17/2021	Miscellaneous: MOTION TO DISMISS Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
7/7/2021	Miscellaneous: MOT AMEND COMPLAINT Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945			
7/8/2021	Miscellaneous: OPPO MOT AMEND COMPAINIT Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
7/28/2021	Multiple Calendared Event continued	M	9/8/21 9:25 am	5
7/28/2021	Continued	AR	9/8/21 9:00 am	5
7/28/2021	Multiple calendared event for 7/28/2021 9:25 AM removed			
7/28/2021	Reason for removing multiple calendared event: Case Continued			
7/28/2021	Tape Start 1: 7/28/2021 9:35 AM			



Las Vegas Municipal Court
 100 E. Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,

Plaintiff,

vs.

PATTERSON, KELLY WAYNE

Defendant

Violation Code: **1404**
 Violation Description: **BICYCL-TRAFFIC SIGNALS TO BE OBEYED**
 Violation Date: **4/14/2021**
 Case No.: **C1247785A**
 History No.: **100333317**
 Amended Code:
 Amended Description:

JUDGMENT

Complaint: 5/5/2021		Disposition: Dismissed - Per Statute Finding:		Disposition Date: 7/5/2022	
Date	Proceedings	Purpose	Court Date/Time	Dept	
8/10/2021	Miscellaneous: SUPP MOT TO DISMISS COUNT B Submitted by Attorney STUBBS, STEPHEN Bar# 10449				
9/8/2021	Motion to Amend Charge Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945	M	9/9/21 9:30 am	5	
9/8/2021	Multiple Calendared Event Set				
9/8/2021	Multiple calendared event for 9/8/2021 9:25 AM removed				
9/8/2021	Reason for removing multiple calendared event: Case Continued				
9/9/2021	Tape Start 1: 9/9/2021 10:09 AM				
9/14/2021	Motion to Amend Charge Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945	M	11/3/21 9:30 am	5	
9/14/2021	Multiple Calendared Event Set				
9/23/2021	Miscellaneous: SUPPLEMENT TO DEF REPLY Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945				
9/30/2021	Miscellaneous: MOTION TO STRIKE PLAINTIFFS SUP Submitted by Attorney STUBBS, STEPHEN Bar# 10449				
10/19/2021	Miscellaneous: DEF NOTICE NOT OPPO TO STRIKE SUPP Submitted by Attorney STUBBS, STEPHEN Bar# 10449				
11/3/2021	Motion: Amend Charge Denied	AR	2/23/22 2:00 pm	5	
11/3/2021	Continued				
11/3/2021	Tape Start 1: 11/3/2021 8:46 AM	AR	2/23/22 10:45 am	5	
2/22/2022	Continued				
2/23/2022	Plea: NOT GUILTY	T	4/27/22 2:00 pm	5	
2/23/2022	Continued				
2/23/2022	Tape Start 1: 2/23/2022 10:45 AM				
3/2/2022	Private Attorney STUBBS, STEPHEN Bar# 10449	T	6/6/22 2:00 pm	5	
4/27/2022	Continued				
4/27/2022	Tape Start 1: 4/27/2022 1:59 PM				
5/12/2022	Bail Refund Ordered: \$93				
5/18/2022	Refund Error: CC Processor - CCLOOKUPSYSTEMCODE NOT FOUND				
5/23/2022	Motion to Place on Calendar Submitted by City Attorney RUGGIERO, ANTHONY Bar# 14945				



Las Vegas Municipal Court
 100 E. Clark Ave P.O. Box 3920
 Las Vegas, Nevada 89127
 38-COURT (702-382-6878)



THE CITY OF LAS VEGAS,)
)
 Plaintiff,)
 vs.)
 PATTERSON, KELLY WAYNE)
)
 Defendant)

Violation Code: 1404
 Violation Description: BICYCL-TRAFFIC SIGNALS TO BE OBEYED
 Violation Date: 4/14/2021
 Case No.: C1247785A
 History No.: 100333317
 Amended Code:
 Amended Description:

JUDGMENT

Complaint: 5/5/2021 Disposition: **Dismissed - Per Statute** Finding: Disposition Date: 7/5/2022

Date	Proceedings	Purpose	Court Date/Time	Dept
5/23/2022	Multiple Calendared Event Set	M	6/6/22 9:30 am	5
5/24/2022	Multiple calendared event for 6/6/2022 9:30 AM removed			
5/24/2022	Reason for removing multiple calendared event: Case Continued			
5/24/2022	Continued	T	7/5/22 2:00 pm	5
5/25/2022	Bail Refund Ordered removed: \$93			
5/25/2022	Fee: UNALLOCATED FUNDS \$93			
5/25/2022	Bail Applied: \$93 (IR22-013569)			
5/25/2022	Correction: Direct Pmt Request \$93 submitted			
7/5/2022	Charge Dismissed - Per Statute			
7/5/2022	Case Closed			
7/5/2022	Tape Start 1: 7/5/2022 1:36 PM			
7/11/2022	Case Open			
7/11/2022	Motion to Place on Calendar Submitted by Attorney STUBBS, STEPHEN Bar# 10449			
7/11/2022	Multiple Calendared Event Set	M	7/27/22 9:30 am	5