

1 Case No. CV 21,682-1
2 Dept. No. 2

3
4 **IN THE SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
5 **IN AND FOR THE COUNTY OF HUMBOLDT**

6 NORA ALANIZ,)
7 Plaintiff,)

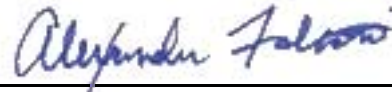
8 vs.)

9 KRISTOPHER DANIEL,)
10 Defendant.)

REPLY TO PLAINTIFF'S OBJECTION
TO MEDIA REQUEST

11 COMES NOW, Our Nevada Judges¹, appearing in proper person, and hereby files a reply
12 to Defendant's *Notice of Objection to Media Request* filed October 18, 2019. This reply is based
13 upon the following memorandum of points and authorities and all pleadings on file herein.

14 DATED this 29 day of October, 2019.

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17 Alexander M. Falconi
18 Our Nevada Judges
19 Administrator

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¹ This organization is not a business entity; it is a sole proprietorship, owned, operated, and controlled by the individual, Alexander M. Falconi.

Memorandum of Points and Authorities

1. Applicability of NRS 125.080

NRS 125.080 was enacted in 1985 and amended once since. If these were divorce proceedings, the statute would control and Our Nevada Judges concedes the proceedings would not be “open to the public”; it would follow that the presumption of electronic coverage would not apply. These are not divorce proceedings, they are child support enforcement proceedings, and thus are not within the scope of the statute. “When a statute's language is plain and its meaning clear, the courts will apply that plain language.” *Leven v. Frey*, 123 Nev. 399, ___, 168 P. 3d 712, 715 (2007). Compare also *Webb ex rel. Webb v. Clark County School*, 125 Nev. 611, 218 P. 3d 1239 (2009) (“indicat[ing] that the rules of statutory interpretation apply to Nevada's Rules of Civil Procedure.”)

2. Newsworthiness

SCR 241(1) allows coverage of proceedings for “educational” purposes. All of Our Nevada Judges’ published works indicate an educational focus. There is some newsworthiness that drew Our Nevada Judges’ attention following testimony given by members of the mining community at the August 20, 2019 public hearing before the Child Support Guidelines Committee; child support enforcement proceedings like that of the instant case are apparently a topic of contention among the community. Despite this, Our Nevada Judges stands by its emphasis of education over information, consistent with SCR 241(1). While Plaintiff is not accustomed to this type of comprehensive coverage, it nonetheless does not run afoul of the public policy of this State.

3. News Reporter Status

SCR 230 provides no requirement that a “news reporter” be a business entity. District Judges Rob Bare, Michelle Leavitt, Ronald Israel, Cristina Silva, and Jerry Wiese, have already

1 permitted coverage of proceedings, and despite objections raised by other litigants, never before
2 has it been asserted that a “news reporter” must be an “educational” or “business entity”. *Leven*
3 *v. Frey, Id.*

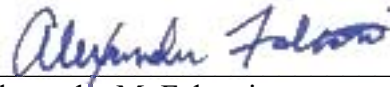
4 **4. Privacy Concerns**

5 The Court can protect privacy concerns by order restrictions on coverage of financial
6 details. Such restrictions would be abided by.

7 **5. Conclusion**

8 Our Nevada Judges can provide coverage of these proceedings while protecting the
9 privacy interests of Parties.
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11 DATED THIS 29 day of October, 2019.

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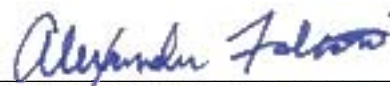
14 Alexander M. Falconi

15 **Declaration of Alexander M. Falconi**

16 I, Alexander M. Falconi, do hereby that I am over the age of 18 and have read the
17 foregoing reply, and the factual averments it contains are true and correct to the best of my
18 knowledge, except as to those matters based on information and belief, and as to those matters, I
19 believe them to be true.
20

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

22 EXECUTED THIS 29 day of October, 2019.

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25 Alexander M. Falconi
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Certificate of Service

I, Glen Baker, hereby certify that I am over the age of 18 and have placed a true and correct copy of this *Reply* into a sealed envelope, and mailed it, postage prepaid, *via* United States Postal Service, addressed as follows:

Steve Evenson, Esq.
101 N. Maine Street
Fallon, NV 89406

... and that I placed a true and correct copy into the DCT Box at and for:

Kale M. Brock, esq.
115 W. 5th Street
Winnemucca, NV 89446

SERVED THIS ____ day of October, 2019.

Glen Baker
Our Nevada Judges
Rural Nevada Coordinator