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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

THE STATE OF NEVADA, Case No.: CR19-1535A
Plaintiff, CR19-1535B
vs. Dept. No.: 8
ROGER EUGENE HILLYGUS (A)
STEWART EVANS HANDTE (B),
Defendants.

**RENEWED ORDER GRANTING MEDIA ACCESS TO
OUR NEVADA JUDGES, INC.**

This Court is in receipt of Our Nevada Judges, Inc.’s (“ONJ”) December 5, 2023 *Request for Order re Electronic Coverage at Court Proceedings*, requesting permission to record the proceedings scheduled to take place January 22, 2023 (sic) at 9:00 a.m. in the above-referenced matters. A two-week trial for these matters is currently scheduled to begin January 22, 2024.

This Court entered its *Order Granting Media Access to Our Nevada Judges, Inc.* on August 21, 2023 granting media access to record throughout the duration of trial, previously scheduled to take place August 28, 2023.

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1 The Court finds no reason to vary from its prior *Order* and RENEWS its
2 *Order* as follows:

3 Before the Court is the matter of media access to the trial in this case, which
4 is set to commence on January 22, 2024. On December 5, 2023, Our Nevada Judges,
5 Inc., (hereinafter “ONJ”) representative Alexander Falconi formally requested
6 permission under Nevada Supreme Court Rule 230(1) to record trial proceedings.

7 The Court hereby **GRANTS** ONJ media access to cover the upcoming Court
8 proceedings. ONJ may post video recordings and related news stories to its site
9 daily. Further, ONJ is reminded to respectfully adhere to all Court rules and
10 procedures for the duration of its media coverage.

11 Being fully informed, the Court finds no reason to vary from Nevada
12 Supreme Court Rule 230(1) presumption that these open proceedings are subject to
13 electronic coverage. Specifically, the Court notes that Mr. Falconi testified that he
14 intends to be present during the majority of the proceedings and ONJ will not film
15 the *voir dire* process or the seated jury members at any point during the trial.¹ Mr.
16 Falconi testified that the recordings will not be livestreamed and can be posted at
17 the conclusion of the trial in order to ensure the rule of exclusion is not violated
18 inadvertently.

19 The Court **ORDERS** ONJ to adhere to the following conditions:

- 20 1) ONJ shall not record any part of the jury selection process nor record any of
21 the potential or seated jurors;
- 22 2) ONJ shall not record any computer screen in the line of sight of the cameras;
23 and
- 24 3) ONJ shall edit out any obvious playing to or interaction with the camera from
25 any witness or participant in the Court.

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28 ¹ The Court acknowledges that there is no indication ONJ were seeking to record
either the jury selection process or the seated jurors.

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Accordingly, daily media access under Nevada Supreme Court Rule 230(1) for ONJ is **GRANTED** subject to the aforementioned conditions.

IT IS SO ORDERED.

DATED this 7th day of December 2023.


BARRY L. BRESLOW
DISTRICT COURT JUDGE

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CERTIFICATE OF SERVICE

Pursuant to NRCP 5(b), I hereby certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on this 7th day of December, 2023, I deposited in the County mailing system for postage and mailing with the United States Postal Service in Reno, Nevada, a true copy of the attached document addressed to:

Roger Eugene Hillygus, Booking No. 23-327
Washoe County Jail
911 Parr Blvd.
Reno, NV 89512

Further, I certify that on the 7th day of December 2023, I electronically filed the foregoing with the Clerk of the Court by using the ECF system which will send a notice of electronic filing to the following:

- AMOS STEGE, DDA
- ROGER EUGENE HILLYGUS
- IAN SILVERBERG, APD
- LUKE BUSBY, ESQ.

Further, I certify that on the 7th day of December 2023, I sent the foregoing via electronic mail to the following recipients, return receipt requested:

- AMOS STEGE, DDA
- ROGER EUGENE HILLYGUS
- IAN SILVERBERG, APD
- LUKE BUSBY, ESQ.



Department Eight Judicial Assistant