

Heather S. Smith
CLERK OF THE COURT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

* * *

In the Matter of the Petition by:

Case No: D-12-██████████-C

██████████ Petitioner.

Department N

DECISION AND ORDER ON MOTION TO UNSEAL

This matter having come before the Court pursuant to the Limited Motion to Unseal filed by Our Nevada Judges Inc.; no Opposition having been filed to said Motion; the Court having reviewed the papers and pleadings on file; and good cause appearing, the Court makes the following findings and conclusions:

The Court first notes that the heading for said Motion includes two (2) separate cases, D-12-██████████-C, which is assigned to this Department, and T-22-██████████-T, which is not assigned to this Department. **This Decision and Order pertains only to D-12-██████████-C.**

Case No. D-12-██████████-C is a custody action, arising under NRS Chapter 125C, which Chapter falls within the scope of the Nevada Rules Governing Sealing and Redacting Court Records. See SRCR Rule 1(4) and Order Granting Writ of Mandamus in *Our Nevada Judges, Inc. v. The Eighth Judicial District Court of the State of Nevada*, Supreme Court Case No. 88412, filed September 12, 2024.

Our Nevada Judges, Inc. is a news reporter as defined by SCR 229(1)(c).

Our Nevada Judges, Inc. seeks limited unsealing of this matter pursuant to SRCR Rule 4(2).

No party has opposed the Motion before the Court.

Sealing of an entire file interferes with an SCR 229(1)(c) news reporter's ability to monitor a case.

Extensive sealing allows a clerk to refuse to disclose not only hearing dates and times, but also the existence of the case entirely, which unconstitutionally interferes with press access to the courtroom. See *Falconi v. Eighth Jud. Dist. Ct.*, 140 Nev., Advance Op. 8 (2024).

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Based upon the foregoing findings and conclusions, and other good cause appearing,

IT IS HEREBY ORDERED that the Limited Motion to Unseal of Our Nevada Judges, Inc. shall be GRANTED. The Clerk of the Court is hereby directed to restore access to the court indices which would most efficiently reveal the case numbers, docket codes, docket numbers, date that the action was commenced, names of the parties, counsel of record, the assigned judge, the case type, the cause(s) of action, and sealing orders.

SO ORDERED.

HONORABLE PAUL M. GAUDET

Dated this 30th day of September, 2024



MEF

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Paul M. Gaudet
District Court Judge