



July 7, 2020

Our Nevada Judges
(775) 391-9139
admin@ournevadajudges.com

To: The Chief Judge
75 Court St.
Reno, NV 89701

Our Nevada Judges (hereafter 'ONvJ') was established in 2014 and provides statistical analysis on each judicial district and corresponding judicial department of the State, as well as electronic coverage of judicial proceedings.

This is the first complaint ever made by Our Nevada Judges against a judicial officer.

On June 30, 2020, ONvJ asked to record and broadcast Payne v. DETR. Exhibit 1. District Judge Barry Breslow (hereafter 'Breslow') granted permission. Exhibit 2. Within hours, ONvJ began to receive a massive influx messages from citizens concerned, who wanted to watch. Certain questions asked needed to be forwarded to a court official. ONvJ brought to the attention of the Court these questions. Exhibit 3. On July 1, 2020, the court took keen interest in the fact that ONvJ intended to broadcast live, and denied ONvJ's request to do so, directing viewers to instead use the government's live feed on Zoom posted to the court's website. Exhibit 4. Exhibit 5. Exhibit 6. On July 7, 2020, ONvJ immediately began to receive messages from angry viewers who could not connect to Zoom because it was at maximum capacity. Court staff struggled to start the hearing on time because too many participants were in Zoom. More upsetting, is the fact that several other media outlets went live, despite ONvJ having been forbidden the right to do so. Exhibit 7. Exhibit 8.

ONvJ has repeatedly stated, that unnecessary restrictions imposed on media coverage does little harm to the organization, but is a tremendous disservice to the citizenry of this State. Breslow's failure to make findings as required by SCR 230(1) is troubling as well. In this particular case, Breslow failed to provide any reasoning as to why live coverage from ONvJ was forbidden, despite the Court itself being providing live coverage through Zoom. This is the type of conduct that undermines the public's confidence in the judiciary, and fosters suspicion.

ONvJ has recorded and broadcast live from the Supreme Court of Nevada, Court of Appeals, Tenth Judicial District Court, Ninth Judicial District Court, Eighth Judicial District Court, Reno Justice Court,



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and Las Vegas Justice Court, producing content that has accrued over 4 million watch time minutes in YouTube alone.

Ultimately, ONvJ was notified that no media were allowed to cover the proceedings live. Exhibit 8. Ironically, in violating the Breslow's directive, the major media outlets probably saved the Second Judicial District Court from a wave of outrage and embarrassment that would've followed when thousands of people found themselves unable to watch via Zoom.

It is inappropriate to restrict live coverage of judicial proceedings to a government medium; and, it is embarrassing and disgraceful that the same medium made available by the government isn't able to handle the influx of traffic.

Please work to implement a formal media policy that allows for appellate scrutiny of these decisions, consistent with SCR 243. The Second Judicial District Court is the only one that handles media requests through email back channels, and stands out in sharp contrast to the other judicial districts as the least transparent. The Second Judicial District Court is not a law unto itself, it answers to the Supreme Court of Nevada and must comply with the procedures set forth so as to allow for its decisions regarding media covered to be scrutinized by our appellate panels.

The citizens of this State deserve better.

Sincerely,

A handwritten signature in blue ink that reads 'Alexander Falconi'. The signature is fluid and cursive.

Alexander M. Falconi
Our Nevada Judges
Administrator

EXHIBIT 1

EXHIBIT 1



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Alexander Falconi <admin@ournevadajudges.com>
To: "Bryant, Jackie" <Jackie.bryant@washocourts.us>

Tue, Jun 30, 2020 at 1:27 PM

Hi Ms. Bryant:

We've been recording and broadcasting BlueJeans and Zoom hearings from District 8 and I'm curious if Judge Barry Breslow would mind us doing same with the July 7 hearing in CV20-00755.

Please consider this a formal request to provide camera coverage if it needs to be; in the alternative I can provide a formal letterhead requesting same.

--

Alexander Falconi

Administrator

| *Scrutiny, Competence, Truth.*

<https://www.ournevadajudges.com>



EXHIBIT 2

EXHIBIT 2



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Bryant, Jackie <Jackie.Bryant@washocourts.us>
To: Alexander Falconi <admin@ournevadajudges.com>

Tue, Jun 30, 2020 at 2:06 PM

Good afternoon – Yes, you may record the hearing and then broadcast. Please ensure all media guidelines are followed, which are available on the Court's website.

Have a great day.

Jackie

From: Alexander Falconi <admin@ournevadajudges.com>
Sent: Tuesday, June 30, 2020 1:28 PM
To: Bryant, Jackie <Jackie.Bryant@washocourts.us>
Subject: Media Request On Zoom Hearing

[NOTICE: This message originated outside of Second Judicial District Court, State of Nevada -- **DO NOT CLICK** on links or open **attachments** unless you are sure the content is safe.]

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EXHIBIT 3

EXHIBIT 3



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Alexander Falconi <admin@ournevadajudges.com>
To: "Bryant, Jackie" <Jackie.Bryant@washocourts.us>

Wed, Jul 1, 2020 at 10:41 AM

Hi Ms. Bryant, when I published our intent to broadcast I was swamped with emails and social media messages. The only one I wasn't able to answer for them is "*can we show up in person to the hearing?*"

Would you prefer that I direct them directly to the court with this question or would you like to answer the question and I'll just forward it to them?

This is unprecedented for me, I've never received such a massive number of messages over a single case before. It's several hundred.

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EXHIBIT 4

EXHIBIT 4



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Bryant, Jackie <Jackie.Bryant@washocourts.us>
To: Alexander Falconi <admin@ournevadajudges.com>

Wed, Jul 1, 2020 at 10:46 AM

Good morning- That is very interesting. Thank you for the information and the question.

First, I want to clarify something to make sure we are speaking the same language. The approval was to record and then broadcast, not to live broadcast. Is this your intention?

Second, the courthouse is closed to public access. There is a link on the website for anyone to observe any public proceeding. They can follow the instructions to observe if they would like but they are not allowed insidet eh courthouse.

<https://www.washocourts.com/OnlineHearings/GeneralJurisdiction>

Jackie

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EXHIBIT 5

EXHIBIT 5



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Alexander Falconi <admin@ournevadajudges.com>
To: "Bryant, Jackie" <Jackie.Bryant@washocourts.us>

Wed, Jul 1, 2020 at 10:50 AM

Thanks, I'll just post about the link so they can read it.

The request is to record and broadcast live both. This has never been a problem before hopefully Judge Barry Breslow doesn't mind this. At this point in time I definitely think it would upset the viewers to downgrade coverage but I will comply with what the court orders. If we aren't able to broadcast but they can join the zoom directly that might help because several have been asking that specifically and I just told them I didn't think the court broadcasts live on zoom. I actually am broadcasting live from District 8 in about 40 minutes.

You can actually look at our intent on our media page, it lists observation, recording, and broadcast, next to each hearing. www.ournevadajudges.com/media

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EXHIBIT 6

EXHIBIT 6



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Bryant, Jackie <Jackie.Bryant@washocourts.us>
To: Alexander Falconi <admin@ournevadajudges.com>

Wed, Jul 1, 2020 at 1:12 PM

Hello Alexander – The request to broadcast live is denied. You may record and then broadcast later. The public may observe the proceedings live via the Court's website.

Thank you for your understanding and willingness to comply. I truly do appreciate it.

[Quoted text hidden]

EXHIBIT 7

EXHIBIT 7



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Alexander Falconi <admin@ournevadajudges.com>
To: "Bryant, Jackie" <Jackie.Bryant@washocourts.us>

Tue, Jul 7, 2020 at 9:18 AM

Just passing along that viewers cannot get into zoom. They're saying it's full.

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Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Bryant, Jackie <Jackie.Bryant@washocourts.us>
To: Alexander Falconi <admin@ournevadajudges.com>

Tue, Jul 7, 2020 at 9:35 AM

Seriously? Are you in?

[Quoted text hidden]



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Alexander Falconi <admin@ournevadajudges.com>
To: "Bryant, Jackie" <Jackie.Bryant@washocourts.us>

Tue, Jul 7, 2020 at 9:36 AM

Thousands of people are angry. I'm in and recording. Multiple media went live anyway. This is upsetting to me as I don't see why they are allowed to go live and ONvJ is not.

I'm directing them to FOX and News3.

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EXHIBIT 8

EXHIBIT 8



Alexander Falconi <admin@ournevadajudges.com>

Media Request On Zoom Hearing

Bryant, Jackie <Jackie.Bryant@washocourts.us>
To: Alexander Falconi <admin@ournevadajudges.com>

Tue, Jul 7, 2020 at 10:07 AM

No one was authorized to go live. Thank you for letting me know.

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