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Electronically Filed
Jun 23 2021 09:35 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

REZA ZANDIAN, A/K/A
GOLAMREZA ZANDIANJAZI, A/K/A
GHOLAM REZA ZANDIAN, A/K/A
REZA JAZI, A/K/A J. REZA JAZI,
A/K/A G. REZA JAZI, A/K/A
GHONOREZA ZANDIAN JAZI, an
individual,

Supreme Court Case No. 82559
District Court Case No. 09OC005791B

Appellant,

vs.

JED MARGOLIN, an individual,

Respondent.

**OPPOSITION TO MOTION TO DISMISS APPELLANT'S UNTIMELY
APPEAL FOR LACK OF JURISDICTION**

COMES NOW Appellant, Reza Zandian, A/K/A Golamreza Zandianjazi, A/K/A Gholam Reza Zandian, A/K/A Reza Jazi, A/K/A J. Reza Jazi, A/K/A G. Reza Jazi, A/K/A Ghonoreza Zandian Jazi ("Appellant" and/or "Zandian"), by and through his attorneys, Mark Forsberg, Esq. and Oshinski & Forsberg, Ltd., and

hereby opposes the Respondent's motion to dismiss this appeal as untimely for lack of jurisdiction.

FACTUAL BACKGROUND

Appellant does not dispute that the First Judicial District Court entered an order on January 19, 2121, granting Plaintiff/Respondent's Motion to Void Deeds, Assign Property, For Writ of Execution and To Convey, which is the order appealed from here (*ROA 3524*) and attached as Exhibit 1 to the Declaration of Matthew D. Francis made in support of the Motion to Dismiss Appeal. Appellant also does not dispute that, for the purposes of this Opposition, Respondent served Appellant with the notice of entry of that order. The certificate of service attached to the order, which accompanies Respondent's motion as Exhibit 2, reflects that the Notice of Entry of order was mailed to Appellant on February 22 to two physical addresses and that a courtesy copy also was emailed to him. *ROA 3531*.

Appellant also does not dispute that the district court clerk stamped Appellant's courier-delivered hard copy of the Notice of Appeal as filed on February 25, 2021.

Absent from Respondent's recitation of the facts are steps Appellant took to achieve timely filing of the Notice of Appeal. On February 23, 2021, at 23:46 hours, Appellant emailed to the email address of the district court clerk a message which included as attachments the Notice of Appeal and two checks, one for the \$250 Supreme Court filing fee and the other a \$24 check for the filing fee of the notice in the district court. The February 23, 2021 email and attachments are attached as **Exhibit 1** to the Declaration of Mark Forsberg, Esq., attached hereto in support of this Opposition. Appellant's email to the court clerk stated as follows:

Re our conversation of this morning please find herewith the notice of appeal from honorable judge Russell order and two checks of \$250 and \$24.

I will send you the UPS receipt by another email.

My regards

Reza Zandian

A copy of the court clerk's Automatic Reply proving receipt of the email on February 24, 2021 is attached hereto as **Exhibit 2**.

At 23:58 on February 23, 2021, Appellant emailed the district court clerk a UPS receipt showing that he had deposited a package for overnight delivery with UPS. The UPS receipt contained the tracking number 1ZEA41990177694748. The UPS receipt is attached to the Declaration of Mark Forsberg as **Exhibit 3**.

Appellant did not rely on email alone to file his notice of appeal. Tracking information downloaded from the upsstore.com by Mark Forsberg and attached to his declaration as **Exhibit 4**, shows that UPS received a package from Appellant and that it left a UPS facility on February 23, 2021 at 8:45 p.m. Two entries made at 4:00 a.m. on February 24, 2021 reflect that a mechanical failure caused UPS to be unable to load Appellant's package on the plane as scheduled. The tracking information shows that ultimately the package was delivered to the First Judicial District Court at 1:03 p.m. on February 25, 2021. The time stamp of the district court clerk on the Notice of Appeal indicates that the document, Appellant's Notice of Appeal, was stamped at 1:10 p.m. on that day. Respondent mistakenly relies on this time stamp to argue that Appellant's Notice of Appeal was not timely filed.

ARGUMENT

NRAP 3(a)(1) provides that an appeal may be taken only by filing a notice of appeal with the district court clerk "within the time allowed by Rule 4." NRAP 4(a)(1) provides that "Except as provided in Rule 4(a)(4), a notice of appeal must be filed after entry of a written judgment or order, and no later than 30 days after the date that written notice of entry of the judgment or order appealed from is served."¹

NRAP 26 prescribes the method for calculating time periods specified in the rules. Rule 26(a)(1)(A) provides that the day of the event that triggers the period is to be excluded. In this case, this means that the time should be counted beginning

¹ Rule 4(a)(4) addresses tolling motions pending in the district court that extend the time for filing a notice of appeal. No such motions affected the time in this case.

with January 23, 2021, the day after service was complete on Appellant. Rule 26(c) provides that “when a party is required or permitted to act within a prescribed period after a paper is served on that party, three days are added to the prescribed period unless the paper is delivered on the date of service stated in the proof of service.” In this case, per the Certificate of Service attached to the Notice of Entry of Order, Appellant was served by U.S. Mail and was not served delivered on the date listed on the proof of service, January 22, 2021. Therefore, three days is added to the time permitted for filing a notice of appeal. In accordance with the rule, and commencing the counting with January 23, the Notice of Appeal was required to be filed on February 24, 2021.

It is clear from the facts that Appellant correctly calculated the date upon which the notice of appeal was required to be filed in the district court. Appellant shipped the Notice of Appeal by depositing it with UPS on February 23 for overnight delivery to the clerk of the district court and justifiably relied upon the overnight courier to deliver the notice to the district court clerk on February 24, the date the notice was due. When UPS encountered a mechanical problem that delayed delivery of the Notice of Appeal to the district court clerk until February 25, the clerk stamped the notice that date, creating the incorrect impression that the notice was one day late.

What Appellant and counsel for Respondent fail to recognize in calculating the due date is that this court and the district court issued orders concerning the administration of district court proceedings during the COVID-19 pandemic that altered the method by which the district court could and would receive time-sensitive documents such as the Notice of Appeal. On April 10, 2020 this court issued its Order Concerning Ongoing Administration of District Court Proceedings During Covid-19 Emergency, denominated AO-0013. A copy of the order is attached to the Declaration of Mark Forsberg as **Exhibit 5**. The order contained an attachment for use by the district court as the template of an order addressing the manner in which

the district courts would operate during the Covid-19 state of emergency. Section 4 of the template stated as follows:

For courts without e-filing, pleadings and papers to be filed should be mailed to the court clerk with a self-addressed stamped envelope for the return of file-stamped copies. If there is a time issue - - deadline imposed by statute, rule, or order - - the document may be:

- a. Dropped off at the filing deposit box (which is monitored by security) just inside the courthouse front entrance with a self-addressed stamped envelope for the return of file-stamped copies; or
- b. Emailed to the court clerk at [court clerk's email address] or faxed to the court clerk at [court clerk's facsimile number], with the original mailed to the court clerk the same day, with a self-addressed envelope for the return of file-stamped copies.

The First Judicial District Court, in accordance with Supreme Court Administrative Order AO-0013, issued its own administrative order on March 20, 2020, which provides in part:

The First Judicial District Court will allow documents to be submitted by email in the form of PDF documents to districtcourtclerk@carson.org or by Facsimile (775) 887-2177 pursuant to Nevada Rules of Civil Procedure Rule 6 Computing and Extending Time. The Clerk's Office will print, review, and file or receive stamp documents. All documents will be reviewed by the court and any format requirements or changes will be communicated to the parties. Original documents are required to follow unless otherwise approved by the court. Documents hand-delivered or received by mail will be processed.

A copy of the order is attached to the Declaration of Mark Forsberg as **Exhibit 6**.

In this case, Appellant precisely followed the recommended order of this court and the administrative order issued by the First Judicial District Court. He emailed his Notice of Appeal to districtcourtclerk@carson.org. *See Declaration, Exhibit 1*. This email with the Notice of Appeal attached was sent on February 23, 2021, after

a telephone conversation earlier in the day with the court clerk. *Id.* Under the terms of the Administrative Order, therefore, Appellant's Notice of Appeal was filed with the district court on February 23, 2021, one day before it was due. As required, Appellant timely took the additional step of sending the court clerk a copy of his UPS overnight delivery receipt showing it was to be delivered on February 24, the actual due date. Although this step has no legal meaning since the notice was filed when it was emailed, it further demonstrates Appellant's diligence and confirms his compliance with the administrative order for filing documents with the district court.

Respondent may now argue (but did not in his Motion) that Appellant's Notice of Appeal was insufficient for a reason other than failing to meet the jurisdictional deadline, such as failing to concurrently pay the filing fee, but such arguments would be unavailing. This is so because Rule 3(a)(2) provides that "an appellant's failure to take any step other than the timely filing of a notice of appeal does not affect the validity of the appeal but is ground only for the court to act as it deems appropriate, including dismissal of the appeal." In this regard the district court's administrative order is deficient. It clearly allows the filing of a document on the date it is due via email, but there is no provision addressing concurrent payment, creating, as here, the possibility that a filer can meet the requirements for timely filing via email, yet face a deficiency because the payment could not be received by the same method on the due date. This is the kind of insufficiency that Rule 3(a)(2) addresses. Here, Appellant attempted to make payment on the due date and, but for problems with the overnight courier service, the payment would have been received on the due date. It was received the following day, which is not an insufficiency justifying dismissal of this appeal. Moreover, the statement in the clerk's automatic response (*Exhibit 2, supra*) states "Also, we are unable to accept e-mailed documents that require a filing fee." (Emphasis in original.) This policy contravenes NRAP 3(a)(3) which provides in part that "The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or

Supreme Court filing fee.” Therefore, if, *arguendo*, Appellant failed to pay to filing fees, the clerk had a duty to file the notice of appeal when it was received on February 23, 2021, or at the latest on February 24, even if the fees were not received until February 25.

CONCLUSION

Respondent’s motion to dismiss the appeal is misplaced because it fails to recognize the orders of this court and the district court permitting the filing by email of PDF documents that are time sensitive. Appellant has established that he followed the terms of the administrative order by emailing his Notice of Appeal as a PDF document to the clerk of the First Judicial District Court a day before it was due and attempted to make payment and deliver a physical copy of the notice by overnight service to be delivered on the due date. It is unclear why the district court did not recognize or make a notation on the file that the Notice of Appeal was timely received by email, but the facts demonstrate that emailed notice was timely received and acknowledged by the clerk. Therefore, the Motion to Dismiss this appeal for failing to file a timely notice should be, and must be, denied.

Dated this 23rd day of June, 2021.

OSHINSKI & FORSBERG, LTD.

By /s/ Mark Forsberg, Esq.
Mark Forsberg, Esq., NSB 4265
Attorneys for Appellant

Mark Forsberg, Esq., NSB 4265
Rick Oshinski, Esq., NSB 4127
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rick@oshinskiforsberg.com
mark@oshinskiforsberg.com
Attorneys for Appellant

IN THE SUPREME COURT OF THE STATE OF NEVADA

REZA ZANDIAN, A/K/A
GOLAMREZA ZANDIANJAZI, A/K/A
GHOLAM REZA ZANDIAN, A/K/A
REZA JAZI, A/K/A J. REZA JAZI,
A/K/A G. REZA JAZI, A/K/A
GHONOREZA ZANDIAN JAZI, an
individual,

Supreme Court Case No. 82559
District Court Case No. 09OC005791B

Appellant,

vs.

JED MARGOLIN, an individual,

Respondent.

_____ /

DECLARATION OF MARK FORSBERG

I, Mark Forsberg, do hereby declare and state as follows:

1. I have personal knowledge of the following facts and, if called as a witness, could and would testify competently to them. This declaration is based upon my personal knowledge and is made in support of Appellant's Opposition to

Respondent's Motion to Dismiss Appellant's Untimely Appeal for Lack of Jurisdiction.

2. Attached hereto as Exhibit 1 is a true and correct copy of Appellant's February 23, 2021 email to the First Judicial District Court and its attachments consisting of Appellant's Notice of Appeal and copies of two checks for payment of fees.

3. Attached hereto as Exhibit 2 is a true and correct copy of the District Court Clerk's automatic reply showing receipt on February 24, 2021 of the email described in Exhibit 1.

3. Attached hereto as Exhibit 3 is a true and correct copy of Appellant's second February 23, 2021 email to the First Judicial District Court clerk and UPS Shipment Receipt.

4. Attached hereto as Exhibit 4 is a true and correct copy of tracking information downloaded by me from theupsstore.com using the tracking number 1ZEA41990177694748 obtained from Appellant's UPS Shipment Receipt included as part of Exhibit 3.

5. Attached hereto as Exhibit 5 is a true and correct copy of Supreme Court Administrative Order AO-0013, *Order Concerning Ongoing Administration of District Court Proceedings During Covid-19 Emergency*.

6. Attached hereto as Exhibit 6 is a true and correct copy of First Judicial District Court *Administrative Order* dated March 20, 2021.

I declare under penalty of perjury pursuant to the laws of the State of Nevada that the foregoing is true and correct.

Dated this 23rd day of June, 2021.

OSHINSKI & FORSBERG, LTD.

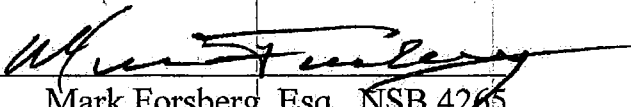
By 
Mark Forsberg, Esq., NSB 4265
Attorneys for Appellant

EXHIBIT 1

EXHIBIT 1

From:
Sent:
To:
Subject:
Attachments: 20161011202339_001.pdf; 20161011201801_001.pdf

----- Forwarded message -----

From: Reza Zandian <rezazandian@gmail.com>
Date: Tue, Feb 23, 2021 at 23:46
Subject: documents
To: districtcourtclerk@carson.org <districtcourtclerk@carson.org>

Dear Madame

Re our conversation of this morning please find herewith the notice of appeal from honorable judge Russell order and two checks of \$250 and \$24.

I will send you the UPS receipt by another email.

My regards

Reza Zandian


NILOOFAR FOUGHANI
9 MACARTHUR PL UNIT 801
SANTA ANA, CA 92707-6743

155

18-24/1220-4944
3832832337

02.23.2021
Date

Pay to the Order of U.S. SUPREME COURT OF NEVADA | \$ 250.00

TWO HUNDRED FIFTY Dollars  Photo Eye Registration Mark

WELLS FARGO
Wells Fargo Bank, N.A.
California
wellsfargo.com

For ZANDIAN
APPEAL OF ORDER Foughani

NILOOFAR FOUGHANI
9 MACARTHUR PL UNIT 801
SANTA ANA, CA 92707-6743

156

18-24/1220-4944
3832832337

02.23.2021
Date

Pay to the Order of CARSON CITY COURT | \$ 24.00

TWENTY FOUR Dollars  Photo Eye Registration Mark

WELLS FARGO
Wells Fargo Bank, N.A.
California
wellsfargo.com

For ZANDIAN
APPEAL OF ORDER Foughani

Notice of Appeal to the Supreme Court From a Judgment or Order of a District Court

No. 09 0C 00579 1B

Dept. No. 1

**IN THE FIRST JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA IN AND FOR
THE COUNTY OF CARSON CITY**

Plaintiff } JED MARGOLIN

v. }

Defendant } GHOLAMREZA ZANDIAN JAZI aka REZA ZANDIAN

NOTICE OF APPEAL

Notice is hereby given that C. D., defendant above named, hereby appeals to the Supreme Court of Nevada (from the final judgment) (from the order (describing it)) entered in this action on the 19th day of January, 2021 recorded on January 25, 2021

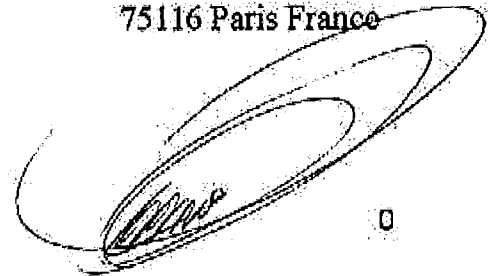
Address

Per se

Reza Zandian

6 Rue Edouard Fournier

75116 Paris France

A handwritten signature in black ink, appearing to read 'Reza Zandian', is written over a large, loopy, circular scribble. The signature is positioned to the right of the printed address information.

0

IN THE SUPREME COURT OF THE STATE OF NEVADA
CARSON CITY

Gholamreza Zandian Jazi aka Reza Zandian,
Appellant,

vs.

Jed Margolin,
Respondent.

Supreme Court No. NA

District Court No. 09 0C 00579 1B Dept. No. 1

APPELLANT'S INFORMAL BRIEF



Judgment or Order You Are Appealing.

List the judgment or order that you are appealing from and the date that the judgment or order was filed in the district court.

Filed Date	Name of Judgment or Order
01/25/2021	ORDER GRANTING PLAINTIFF'S MOTION TO VOID DEEDS, ASSIGN PROPERTY, FOR WRIT OF EXECUTION AND TO CONVEY

Notice of Appeal.

Give the date you filed your notice of appeal in the district court: February 23, 2021

Related Cases.

List all other court cases related to this case. Provide the case number, title of the case and name of the court where the case was filed.

Case No.	Case Title	Name of Court
3:2017-ap-05 016 (nvb)	Sadri et al v. Margolin et al	Bankruptcy court District of Nevada
3:2016-bk-50 644 (nvb)	Patrick Canet and Jazi Gholamreza Zandian	Bankruptcy court District of Nevada

Pro Bono Counsel.

Would you be interested in having pro bono counsel assigned to represent you in this appeal? Yes



Statement of Facts.

Explain the facts of your case. (Your answer must be provided in the space allowed.)

Reza Zandian, an individual, and defendant of this default judgement is in bankruptcy proceedings in France. He can not be served, and his liquidator Patrick Canet is in charge of his bankruptcy proceedings.

The defendants had full knowledge of this fact through Chapter 15 international case filed in Nevada under the above numbers (3:2017-ap-05016 (nvb) and 3:2016-bk-50644 (nvb)). The plaintiff was part of the case and failed to inform the district court about that fact. Further, the plaintiff never lodged any claim in French bankruptcy court, nor in chapter 15 case. The plaintiff failed to send notice of motion to void deeds to the proper person, Patrick Canet in France both in 2016 and 2021.

Statement of District Court Error.

The district court erred in granting plaintiff's motion to void deeds based on fraudulent transfer of properties. In fact, those properties were properly transferred and the transfer was not fraudulent. The transfers were based on an agreement of August 21 2003 signed by the defendant Reza Zandian and notarized in Nevada by Stacy Folkman public notary between the family members and that agreement had priority over a judgement issued 10 years later on June 24th 2013. In fact, the plaintiff never disclosed the above fact to the district court. Those third party beneficiaries of transfers are damaged with this order despite the fact that they were senior creditors.

The judgement subject to this order and this order shall be declared null and void



and the renewal of the judgement was improper since the defendant served the improper person and not strictly respected NRS 17.150(4) which requires the plaintiff and judgement holder to record the last four digits of identification number of the judgement debtor or his driver's license and the parcel numbers together with the last known address of the judgement debtor and assessor parcel numbers of the properties located in each county in addition to the requirements of NRS 17.150(2). The above subject is ruled in a summary judgement and conclusion of law and findings of facts by honorable judge Bruce Beesley in the chapter 15 case.

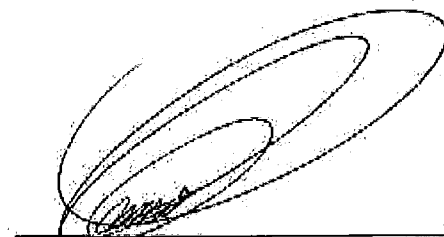
The court erred in its motion to void deeds because there is no lien on the properties. Worsnop v. Karam and Leven v. Frey.

There is significant error and mistake in the method and total calculation of the total amount of the default judgement.

The court erred in the first place and defrauded by plaintiff Jed Margolin based on false address and false proof of service. In fact, Zandian is a resident of France and never lived or stayed in Sacramento, California.

The plaintiff, Jed Margolin, conspired with Sadri in the above case to dismiss the chapter 15 case without consent and knowledge of the liquidator in France in order to obtain the district court order to void deeds despite the fact that the French bankruptcy is ongoing and the next hearing is for April 9 2021 in France.

DATED this 23 day of February, 2021.



Signature of Appellant

Reza Zandian
Print Name of Appellant

CERTIFICATE OF SERVICE

I certify that on the date indicated below, I served a copy of this completed informal brief form upon all parties to the appeal as follows:

- By mailing it by first-class mail with sufficient postage prepaid to the following address(es) (list names and address(es) of parties served):

Matthew D. Francis, Bar No. 6978

mfrancis@bhfs.com

Arthur A. Zorio, Bar No. 6547

azorio@bhfs.com

BROWNSTEIN HYATT FARBER SCHRECK, LLP

5371 Kietzke Lane,

Reno, Nevada 89511

Telephone: (755) 324-4100

Facsimile: (755) 333-8171

DATED this 23 day of February, 2021.



Signature of Appellant

Reza Zandian

Print Name of Appellant

6 Rue Edouard Fournier, 75116
Address

Paris, France
City/State/Zip

+33:6 - 67 54 0404
Telephone

EXHIBIT 2

EXHIBIT 2

From:
Sent:
To:
Subject:

----- Forwarded message -----

From: **District Court Clerk** <districtcourtclerk@carson.org>
Date: Wed, Feb 24, 2021 at 04:18
Subject: Automatic reply: documents
To: Reza Zandian <rezazandian@gmail.com>

PLEASE NOTE: E-mailed documents for filing should **only** be utilized for statutory deadlines, continuances for upcoming hearings, extreme circumstances where the originals will not be provided to the court for an extended period of time. Also, we are unable to accept e-mailed documents that require a filing fee.

FOR COPIES OF EMAILED DOCUMENTS: You will need to submit a request in writing. The fee for copies is \$.50 per page. The court will not e-mail confirmation of e-mailed pleadings.

The clerk's office is open from 9 to 2. Drop boxes are available 8 to 5 on the first floor of the courthouse and are checked periodically throughout the day.

For Court updates please visit:

<https://www.carson.org/government/departments-a-f/courts/covid-19-7381>

Due to limited staffing and a high demand, all requests for copies and/or certified copies may take up to 5 judicial days to process. If you do not receive a response by the end of the 5-day period, please send another email to districtcourtclerk@carson.org.

Thank you for your understanding and patience,
District Court Clerk's Office

EXHIBIT 3

EXHIBIT 3

Subject:

Fwd: UPS overnight delivery receipt notice of appeal Zandian due tomorrow

----- Forwarded message -----

From: Reza Zandian <rezazandian@gmail.com>

Date: Tue, Feb 23, 2021 at 23:58

Subject: UPS overnight delivery receipt notice of appeal Zandian due tomorrow

To: <districtcourtdclerk@carson.org>

Shipment Receipt: Page #1 of 1

THIS IS NOT A SHIPPING LABEL. PLEASE SAVE FOR YOUR RECORDS.

SHIP DATE:
TUES 23 FEB 2021

EXPECTED DELIVERY DATE:
WED 24 FEB 2021 10:30 AM

SHIP FROM:
REZA ZANDIAN
15 MACARTHUR PL
APT 507
SANTA ANA CA 92707

(949) 332-0110

SHIP TO:
FIRST JUDICIAL DISTRICT COURT
CARSON CITY JUSTICE/ MUNICIPAL COURT
885 E MUSSEY ST
STE 3031
CARSON CITY NV 89701-3798
BUSINESS

SHIPPED THROUGH:
THE UPS STORE #1982
SANTA ANA CA 92704-7426
(714) 435-1322

SHIPMENT INFORMATION:
UPS NEXT DAY AIR COM
8.15 1.7 oz actual wt
LTR Billed Weight
CARRIER LETTER

TRACKING NUMBER: 1ZE441996177694748
SHIPMENT ID: MMFN6H3X5ZBZJ
SHIP REF 1: ES
SHIP REF 2: - -

DESCRIPTION OF GOODS:
DOCS

SHIPMENT CHARGES:
NEXT DAY AIR COM 38.59
SERVICE OPTIONS 0.00
FUEL SURCHARGE 2.22
CMS PROCESSING FEE 0.22

TOTAL 641.03

COMPLETE ONLINE TRACKING: ENTER THIS NUMBER IN YOUR WEB BROWSER TO TRACK
BY PHONE AT THE UPS STORE: OPEN A WEB PAGE AT TRACKING. ENTER SHIPMENT ID OR SHIPMENT
NUMBER OR CONTACT SHIPPED THROUGH ABOVE.

Everyone needs a helping hand now and then.
Join our IRS renewal program.

FOR MORE INFORMATION AND TO GET HELP VISIT OUR WEBSITE AT WWW.UPS.COM

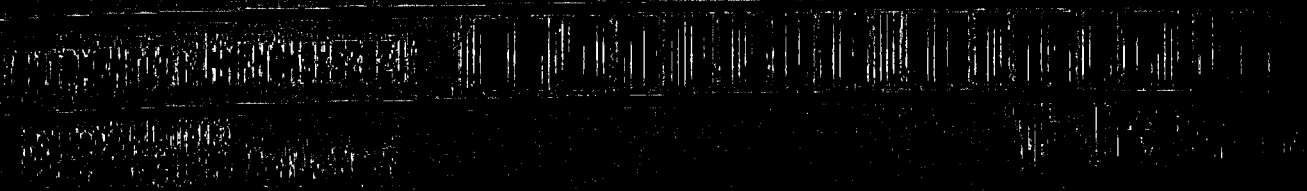
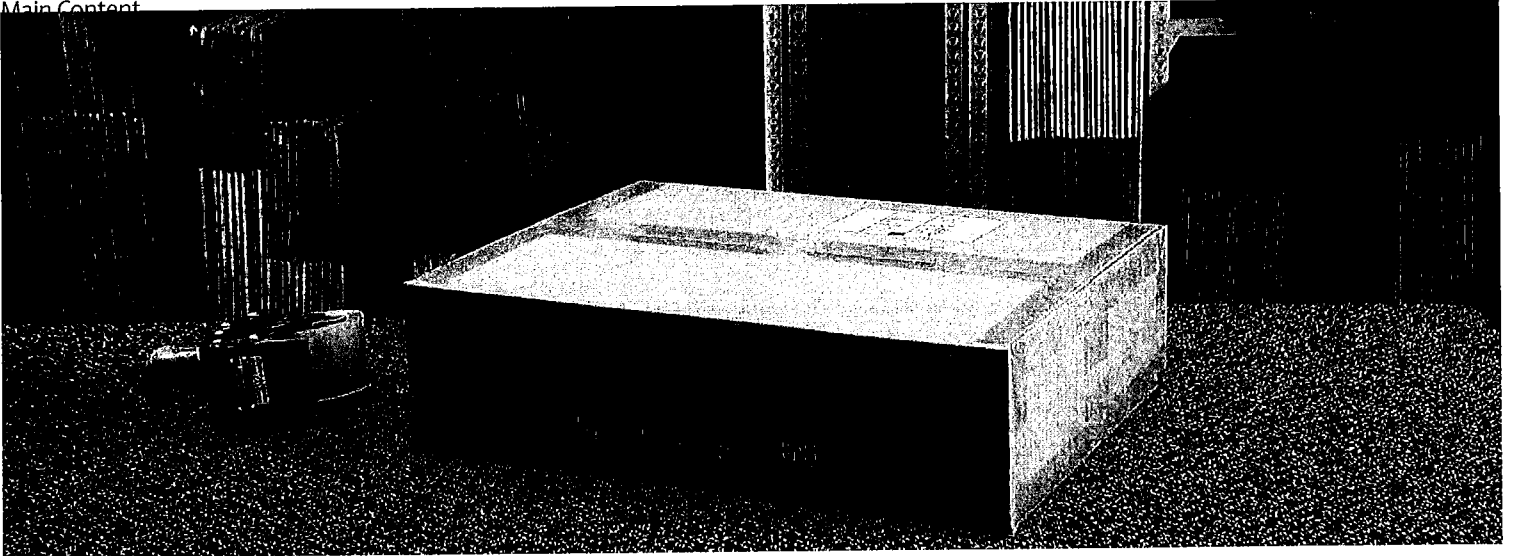


EXHIBIT 4

EXHIBIT 4

The UPS Store

Main Content



Track a Package

Easy package tracking from The UPS Store Certified Packing Experts®. We can help you pack and ship just about anything.

Track a Package

This page leverages pop-ups, so please make sure you have pop-ups turned on in your browser, or you can use [this link](#).

Enter Tracking Number

Tracking Detail

Package Status:

Delivered

Last Scan:

2/25/2021 1:03 PM

Delivered To:

CARSON CITY, NV

Delivered Date:

Thursday, February 25, 2021

Date/Time

1:03 PM

Delivery Location:

Receiver

Signed By:

DROP OFF

Carrier:

UPS

Expected:

Package Process

Location

Date/Time

Activity

Details

Location:

Date/Time:

Activity:

Details:

CARSON CITY, NV 89701 US

Thursday, February 25, 2021 1:03 PM

Delivered

Receiver

Location:

Date/Time:

Activity:

Details:

Sparks, NV US

Thursday, February 25, 2021 9:50 AM

Out For Delivery Today

Receiver

Location:

Date/Time:

Activity:

Details:

Sparks, NV US

Thursday, February 25, 2021 5:18 AM

Loaded on Delivery Vehicle

Receiver

Location:

Date/Time:

Activity:

Details:

Sparks, NV US

Thursday, February 25, 2021 4:19 AM

Processing at UPS Facility

Receiver

Location:

Date/Time:

Activity:

Details:

Sparks, NV US

Wednesday, February 24, 2021 6:42 PM

Processing at UPS Facility

Receiver

Location:

Date/Time:

Activity:

Details:

Sparks, NV US
Wednesday, February 24, 2021 5:00 PM
Arrived at Facility
Receiver

Location:

Date/Time:

Activity:

Details:

Mather, CA US
Wednesday, February 24, 2021 2:30 PM
Departed from Facility
Receiver

Location:

Date/Time:

Activity:

Details:

Mather, CA US
Wednesday, February 24, 2021 11:23 AM
Arrived at Facility
Receiver

Location:

Date/Time:

Activity:

Details:

Wednesday, February 24, 2021 10:30 AM
A mechanical failure has caused a delay. We will update the delivery date as soon as possible.
Receiver

Location:

Date/Time:

Activity:

Details:

Ontario, CA US
Wednesday, February 24, 2021 10:00 AM
Departed from Facility
Receiver

Location:

Date/Time:

Activity:

Details:

Ontario, CA US
Wednesday, February 24, 2021 4:00 AM
A mechanical failure has caused a delay. We will update the delivery date as soon as possible.
Receiver

Location:

Date/Time:

Activity:

Details:

Ontario, CA US
Wednesday, February 24, 2021 4:00 AM
We were unable to load the package on the plane as scheduled.
Receiver

Location:

Date/Time:

Activity:

Details:

Ontario, CA US

Tuesday, February 23, 2021 9:39 PM

Arrived at Facility

Receiver

Location:

Date/Time:

Activity:

Details:

Anaheim, CA US

Tuesday, February 23, 2021 8:45 PM

Departed from Facility

Receiver

Location:

Date/Time:

Activity:

Details:

Anaheim, CA US

Tuesday, February 23, 2021 6:24 PM

Origin Scan

Receiver

Location:

Date/Time:

Activity:

Details:

US

Tuesday, February 23, 2021 6:49 PM

Shipper created a label, UPS has not received the package yet.

Receiver

EXHIBIT 5

EXHIBIT 5

IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

IN RE CORONAVIRUS EMERGENCY
AND ITS IMPACT ON THE COURTS

AO-0013

APR 10 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT

BY [Signature]
DEPUTY CLERK

*ORDER CONCERNING ONGOING ADMINISTRATION OF DISTRICT
COURT PROCEEDINGS DURING COVID-19 EMERGENCY*

On March 12, 2020, Governor Steve Sisolak issued a Declaration of Emergency in response to the COVID-19 pandemic. The next day, March 13, 2020, the President of the United States declared a nationwide emergency pursuant to Section 501(6) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5207. To mitigate the spread of this deadly virus, the Center for Disease Control recommends putting as much distance between people as possible, and Governor Sisolak has directed Nevadans to stay home except to seek or provide essential services.

Article 3, section 1 of the Nevada Constitution provides that, "The powers of the Government of the State of Nevada shall be divided into three separate departments,—the Legislative,—the Executive and the Judicial; and no persons charged with the exercise of powers properly belonging to one of these departments shall exercise any functions, appertaining to either of the others, except in the cases expressly directed or permitted in this constitution." "In addition to the constitutionally expressed powers and functions of each Department, (the Legislative, the Executive, and the Judicial) each possesses inherent and incidental powers that are properly termed *ministerial*. Ministerial functions are methods of implementation to accomplish or put into effect the basic function of each

Department.” *Galloway v. Truesdell*, 83 Nev. 13, 21, 422 P.2d 237, 243 (1967).

Nevada’s judicial system comprises the Supreme Court, the Court of Appeals, the District Courts, and the Limited Jurisdiction Courts. See Nev. Const. art. 6, §1. The District Courts are divided into eleven judicial districts. Article 6, section 19 of the Nevada Constitution makes the chief justice of the Nevada Supreme Court the administrative head of Nevada’s court system. Although the District Courts in the eleven judicial districts apply the same laws and follow the same statewide rules, their operating procedures are not identical—for example, some have electronic filing systems, making it possible to eliminate paper filings during the COVID-19 emergency, where others do not.

Immediately following the Governor’s March 12, 2020, Declaration of Emergency, in consultation with the Chief Justice of the Nevada Supreme Court, Nevada’s District Courts exercised their ministerial judicial power and entered emergency administrative orders to mitigate the risk of COVID-19 infection while preserving essential court services. While these orders have minor differences, as appropriate to the needs and operations of the individual judicial district, each provides that, “This order shall be reviewed no later than every 30 days and shall continue until modified or rescinded by a subsequent order.” On March 31, 2020, Governor Sisolak entered Declaration of Emergency Directive 10. This Directive extends the emergency declared on March 12, 2020, to April 30, 2020, a date past the promised review dates in the District Courts’ administrative orders.

Experience under the existing COVID-19 administrative orders has led to their revision or expansion in some districts. To facilitate the

District Courts' review and updating of their administrative orders, a committee was formed consisting of Nevada Supreme Court Chief Justice Kristina Pickering, First Judicial District Court Judge James Wilson, Second Judicial District Court Judge Kathleen Drakulich, and Eighth Judicial District Court Chief Judge Linda Bell. This committee reviewed the orders and experience under the existing administrative orders and received input concerning the NRCP and NEFCR from a separate committee consisting of Judge Egan Walker of the Second Judicial District Court, Nevada Solicitor General Heidi Perry Stern, and attorneys Robert Eisenberg, Graham Galloway, Craig Newby, Dan Polsenberg, and Don Springmeyer.

The committee has prepared and attaches a form of order the District Courts can use to extend their existing orders and to address the COVID-19 emergency going forward. Not all provisions in the attached form will be appropriate in each District. However, the form provisions are offered to assist the District Courts in reviewing and updating the administrative orders they entered in mid-March.

The Clerk of the Court is directed to file this order in ADKT 554 and serve it on the District Courts. A District Court can obtain a copy of Attachment A in editable Word format by emailing or calling the Clerk of the Court at nvscclerk@nvcourts.nv.gov or 775-684-1600.

Dated this 10 day of April, 2020


Chief Justice Kristina Pickering

cc: Administrative Office of the Courts
All District Court Judges
All Limited Jurisdiction Judges
Nevada State Bar
Clark County Bar Association
Washoe County Bar Association
First Judicial District Bar Association
Elko County Bar Association
Douglas County Bar Association

_____ JUDICIAL DISTRICT COURT
_____ COUNTY, NEVADA

IN THE ADMINISTRATIVE MATTER
OF COURT OPERATIONS IN
RESPONSE TO COVID-19

No. _____

On March 12, 2020, Governor Steve Sisolak issued a Declaration of Emergency in response to the COVID-19 pandemic. The next day, March 13, 2020, the President of the United States declared a nationwide emergency pursuant to Section 501(6) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5207. To mitigate the spread of this deadly virus, the Center for Disease Control recommends putting as much distance between people as possible, and Governor Sisolak has directed Nevadans to stay home except to seek or provide essential services.

Article 3, section 1 of the Nevada Constitution provides that, "The powers of the Government of the State of Nevada shall be divided into three separate departments,—the Legislative,—the Executive and the Judicial; and no persons charged with the exercise of powers properly belonging to one of these departments shall exercise any functions, appertaining to either of the others, except in the cases expressly directed or permitted in this constitution." "In addition to the constitutionally expressed powers and functions of each Department, (the Legislative, the Executive, and the Judicial) each possesses inherent and incidental powers that are properly termed *ministerial*. Ministerial functions are methods of implementation to accomplish or put into effect the basic function of each Department." *Galloway v. Truesdell*, 83 Nev. 13, 21, 422 P.2d 237, 243 (1967).

Following the March 12, 2020, Declaration of Emergency this Court exercised its ministerial judicial power and entered, on an emergency basis, Administrative Order No. _____. This Order changed court procedures so as to minimize person-to-person contact and mitigate the risk associated with COVID-19 pandemic, while continuing to provide essential court services. The Order specifies that it “shall be reviewed no later than every 30 days and shall continue until modified or rescinded by subsequent order.”

On March 31, 2020, Governor Sisolak entered Declaration of Emergency Directive 010, which directs Nevadans to stay home except to seek or provide essential services. Directive 010 extends the declared emergency through April 30, 2020. Consistent with this Directive and its original Order, the Court has reviewed Administrative Order No. _____ and, after consultation with Chief Justice of the Nevada Supreme Court, orders as follows:

GENERAL PROVISIONS

1. Continuity. Administrative Order No. ____ shall remain in effect, with the additional provisions noted below.
2. Jury trials suspended. All jury trials, civil and criminal, are suspended until 30 days after this order is lifted. They will be rescheduled as the court calendar allows, with priority given to in-custody defendants who have invoked their speedy trial rights. No summonsed prospective jurors are to appear. Any currently ongoing jury trial will finish.
3. Hearings.
 - a. All non-essential district court hearings shall be conducted by video or telephonic means, decided on the papers, or continued, unless otherwise directed by a District Court Judge. Notices of hearing shall

include the information needed for the parties and any other interested person to participate remotely.

b. Essential case types and hearings will continue to be heard. These may be conducted through in-person appearances, although appearance by alternative means under Nevada Supreme Court Rule Part IX is encouraged when possible. Essential case types and hearings include the following:

1. In-custody criminal arraignments, sentencings, bail motions, and probation revocation hearings;
2. Civil commitment cases;
3. Guardianship matters except for compliance-related hearings which include annual accountings. Given the vulnerability of the guardianship populations, all protected persons shall appear by alternative means;
4. Domestic temporary or extended protection orders;
5. Juvenile delinquency matters;
6. Abuse and neglect preliminary protective hearings;
7. High-risk protective orders;
8. Civil temporary restraining orders and preliminary/permanent injunctive relief hearings;
9. Probate petitions for orders of cremation;
10. Emergency child custody motions that cannot reasonably be resolved by telephonic or audiovisual hearing;
11. Other than jury trials, case-by-case exceptions may be ordered at the discretion of the District Court Judge.

Rules 3 of SCR IX-A (A) and (B) are modified to eliminate their exclusion of juvenile proceedings from the Supreme Court Rules governing telephonic and audiovisual proceedings.

4. Filing. Face-to-face contact between the clerk's office and the public needs to be minimized. For courts without e-filing, pleadings and papers to be filed should be mailed to the court clerk with a self-addressed stamped envelope for the return of file-stamped copies. If there is a time issue—deadline imposed by statute, rule, or order—the document may be:
 - a. Dropped off at the filing deposit box (which is monitored by security) just inside the courthouse front entrance with a self-addressed stamped envelope for the return of file-stamped copies; or
 - b. Emailed to the court clerk at [court clerk's email address] or faxed to the court clerk at [court clerk's facsimile number], with the original mailed to the court clerk the same day, with a self-addressed stamped envelope for the return of file-stamped copies.
5. Courthouse restrictions. The Centers for Disease Control (CDC) has advised that the best way to prevent illness is to avoid exposure. Consistent with CDC guidelines, District Court Administration is ordered to post a notice at the entrance of all district court facilities advising the following people that they may not enter the court facility:
 - a. Persons who in the last 14 days have traveled outside the United States;
 - b. Persons who reside or have close contact with someone who has traveled outside the United States within the last 14 days;
 - c. Persons who have been asked to self-quarantine by any doctor, hospital, or health agency;

d. Persons who have been diagnosed with coronavirus or who have had contact in the past 14 days with anyone who has been diagnosed with COVID-19; or

e. Persons with unexplained fever, cough, or shortness of breath.

Anyone attempting to enter in violation of these protocols will be denied entry.

A person who cannot appear in court because of these restrictions may call the assigned court for help rescheduling the court appearance, arranging for appearance by alternative means, or obtaining other information needed, based on the circumstances of the appearance. The District Court shall establish and post with a notice a telephone number or email address to assist all persons unable to enter the facility because of exposure or illness.

CIVIL CASES

6. Issuance of Summons. A party or lawyer seeking to have the Clerk of the Court issue a summons under NRCP 4(b) shall mail or email the summons to the Clerk (or e-file it when available), who will issue the summons and return a copy of it either by mail in a stamped, self-addressed envelope included for that purpose or email. In jurisdictions with e-filing systems, the Clerk of the Court will issue and return the summons to the requesting party through the e-filing system.
7. Service of Summons. The court recognizes that accomplishing personal service of process may pose significant challenges at this time, given the closure of non-essential businesses and stay-home directives. Properly documented service issues related to the COVID-19 pandemic constitute “good cause” for the extension of time for service pursuant to NRCP 4(e), whether the motion is made before or after the 120 day service period.

8. Extensions of time deadlines. Pursuant to NRCP 6(b), the Court recognizes the COVID-19 emergency as constituting “good cause” and “excusable neglect” warranting the extension of time in non-essential civil and civil-domestic case types. This does not apply to the time deadlines that must not be extended under NRCP 6(b)(2) (motions under NRCP 50(b), 52(b), 59, and 60 and motion made after NRCP 54(d)(2) time has expired).
9. Rule 16.1, 16.2, and 16.205 early case conferences. NRCP 16.1, 16.2, and 16.205 early case conferences should continue to take place but are to be conducted by telephone, teleconference, videoconference or other remote means. During the next 60 days, if an early case conference cannot be accomplished by alternate means, it shall be rescheduled. No early case conference shall be conducted in person during the COVID-19 emergency. On stipulation or order of the court, the deadlines for initial disclosures, supplements and other written discovery may be extended. If not stayed, such discovery shall be exchanged by mail or through electronic means.
10. Rule 16 conferences. NRCP 16 pretrial scheduling conferences will still take place when possible. Rule 16 conferences are to be conducted by video or telephonic means or, if they cannot be conducted remotely, rescheduled at the direction of the assigned District Court Judge.
11. NRCP 25(a)(1). The COVID-19 pandemic poses special challenges for dealing with the death of a party and the timely substitution of a successor or representative. To alleviate those challenges, consistent with NRCP 1, NRCP 25(a)(1) is tolled during the period this order is in effect.

12. Depositions through remote electronic means. During the period of the COVID-19 emergency, no in-person depositions shall proceed except on stipulation or order obtained on motion demonstrating cause therefor. Depositions by remote means may proceed as provided in NRCP 30(b)(4). The Court interprets NRCP 28(a)(1) and NRCP 30 to allow the deposition officer to be in a separate location from the deponent. See SCR IX-B (A) and (B) Rules 9.
13. NRCP 41(e). This order shall operate to stay trials in civil cases and toll the time for bringing a case to trial for purposes of NRCP 41(e) for the duration of the COVID-19 emergency and for a period of 30 days thereafter.
14. Non-jury trials in civil cases. Any scheduled non-jury trials in non-essential civil cases are stayed. On order of the District Court and for good cause shown, a non-jury trial may be rescheduled or conducted by alternative means.
15. Non-jury trials and hearings in civil-domestic cases. Non-jury trials and evidentiary hearings in civil-domestic cases may be conducted by alternative means or continued, to be decided on a case-by-case basis.

CRIMINAL CASES

16. Appearances by in-custody defendants. In-custody defendants will appear by alternate means when possible. No defendant who is in isolation pursuant to the detention health protocol will be brought for any court appearance. Attorneys may appear by alternate means, when available.
17. Out-of-custody matters. Out-of-custody matters may be decided by the judge or may be heard at the discretion of the judge if the matter can be

heard entirely by alternate means. Otherwise, out-of-custody matters will be continued.

18. Right to speedy trial. The time period of any continuance resulting from the stay of jury trials imposed due to the COVID-19 pandemic shall be excluded for purposes of calculating speedy trial time limits under NRS 178.556(1) and NRS 174.511. The Court finds that the pandemic constitutes good cause for the delay and the ends of justice served by delaying jury trials outweighs the interests of the parties and the public in a speedy trial. The period of exclusion shall be from the March 2020 date when the jury trial stay was first imposed through the date 30 days after this order is lifted.

JUVENILE DELINQUENCY

19. In-custody juvenile appearances. Subject to constitutional, statutory, and rule requirements, the court will exercise its discretion to determine whether contested juvenile hearings, detention hearings, hearings for entry of plea, certification hearings, disposition hearings, probation violation hearings, and parole violations for in-custody juveniles may be held in a way that protects the health and safety of all involved. These hearings will, if possible, be conducted by alternative means. Attorneys, probation officers, social workers, parents, guardians, and any other necessary parties to a juvenile proceeding are strongly encouraged to appear by alternative means. Video appearances are strongly preferred. No in-custody juvenile who is hospitalized, isolated, or quarantined will be transported to court or appear for a court proceeding. Those matters are to be continued until the juvenile is no longer under any hospitalization, isolation, or quarantine.

20. Out-of-custody matters. All matters where the juvenile is out of custody will be continued until further order of the court.
21. Drug court. Juveniles in drug court may be required to check in by telephone or otherwise be supervised electronically.

JUVENILE DEPENDENCY AND ADOPTIONS

22. Abuse and Neglect.
 - a. Initial protective custody hearings will continue to be heard as an essential case type.
 - b. The COVID-19 pandemic is good cause to continue all adjudicatory hearings set under NRS 432B.530 during the next 30 days. The court will provide notice of the new date.
 - c. Disposition hearings held under NRS 432B.540 and NRS 432B.550 currently set will be decided on the report filed with the court. Attorneys for the parents, children, and any CASA may file a report to supplement the DCFS recommendation for disposition, placement, and services. All disputed dispositions will be heard by teleconference. Dispositions set for the week of April __, 2020, will be continued one week to allow for notice of objection and teleconference.
 - d. All semi-annual and annual reviews to be heard during the next 30 days under NRS 432B.580 and NRS 432B.590 will be decided on the reports submitted by DCFS to the court. Attorneys for the parents, children, and any CASA may file a supplemental for the court's consideration. The court may notice parties of a court hearing with an appearance by alternative means for disputed issues.
 - e. Hearings regarding presumptions held under NRS 432B.153, 432B.157, 432B.159 and 432B.555 will be continued for at least 30 days,

unless the parties stipulate to the facts, that a decision can be made on the papers, and that the court determines extraordinary circumstances exist to proceed with the hearing.

23. Termination of parental rights.

a. Motions to terminate parental rights under 432B.5901 and any related motions may be decided on the pleadings and papers filed unless the court determines a hearing is required.

b. All currently set initial hearings on termination of parental rights under NRS 432B.5901-5905 will be held in person as essential hearings unless the court approves appearances by alternative means. If the court approves appearances by alternative means, DCFS personnel will appear by alternative means, and attorneys for all parties may also appear by alternative means. The statutory requirement for the parents to appear in person may be waived as long as a parent can appear by alternative means.

c. Any termination of parental rights trials currently in process will be concluded. All termination of parental rights trials currently set for trial in the next 30 days will be continued and re-noticed by the court, unless the court determines compelling reasons exist to hold the trial. Appearances by alternative means are encouraged for any party, witness or lawyer participating in the trial. See NRS 432B.5905.

d. Other motions may be decided on the papers or continued unless the court determines an appearance by alternative means is necessary because of extraordinary circumstances. Status checks will be continued or handled with written reports unless extraordinary circumstances warrant a hearing by alternative means.

e. All mediations conducted pursuant to NRS 432B.5904 will be continued for 30 days unless arrangements can be made to hold the mediation by alternative means.

24. Adoptions. Adoptions will be conducted by alternative means unless the court determines otherwise.

FINAL PROVISIONS

25. Attorney obligations. Attorneys, as officers of the court, have ethical obligations for cooperative civility under normal circumstances. This Court, under the present emergency, reminds attorneys that they have an obligation to be cooperative with courts and each other as we all navigate this emergency.
26. Duration. This order shall be reviewed no later than every 30 days and shall remain in effect until thirty (30) days following the expiration of the March 12, 2020 Governor's Emergency Declaration or until modified or rescinded by a subsequent order, whichever occurs earlier.

Dated: April __, 2020

Signature line(s) and titles

EXHIBIT 6

EXHIBIT 6

1 The Clerk's Office will print, review, and file or receive stamp documents. All documents will be
2 reviewed by the court and any format requirements or changes will be communicated to the
3 parties. Original documents are required to follow unless otherwise approved by the court.
4 Documents hand-delivered or received by mail will be processed.

5 The Carson City Justice/Municipal Court will allow documents to be submitted by email
6 in the form of PDF documents to JusticeCourtClerk@carson.org or by Facsimile (775) 887-
7 2297, and will be processed pursuant to Justice Rules of Civil Procedure Rule 6. The Clerk's
8 Office will print, review, and file or receive stamp documents. Documents received
9 electronically by 11:59 p.m. will be deemed filed. All documents will be reviewed by the court
10 and any format requirements or changes will be communicated to the parties. Original
11 documents are required to follow unless otherwise approved by the court. Documents hand-
12 delivered or received by mail will be processed.

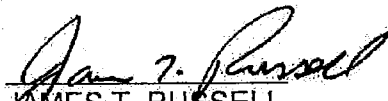
14 The Juvenile Court will allow documents to be submitted by email in the form of PDF
15 documents to JuvenileCourt@carson.org or by Facsimile (775) 887-2513 pursuant to Nevada
16 Rules of Civil Procedure Rule 6 Computing and Extending Time. The Clerk's Office will print,
17 review, and file or receive stamp documents. All documents will be reviewed by the court and
18 any format requirements or changes will be communicated to the parties. Original documents
19 are required to follow unless otherwise approved by the court. Documents hand-delivered or
20 received by mail will be processed.


22 Drop boxes will be made available on the first floor of the Carson City Courthouse for
23 ease and convenience for the public to drop off documents to be filed in the First Judicial
24 District Court and the Carson City Justice/Municipal Court. The Drop boxes will be monitored
25 by Court Security Officers and documents will be processed daily. Last pick up will be at 5:00
26 p.m. each judicial day. Documents for Juvenile Court need to be submitted to 1545 E. 5th
27 Street Carson City, NV 89701.
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1 IT IS FURTHER ORDERED that the courtrooms for each respective court will be
2 open for scheduled court hearings Monday through Friday, 8:00 a.m. to 5:00 p.m. The
3 number of the public permitted in the courtrooms will be limited to minimize the risk of
4 COVID-19 transmission.


5 IT IS FURTHER ORDERED that the First Judicial District Court Clerk's Office
6 disseminate copies of the order to Carson City District Attorney, Nevada State Public
7 Defender, Carson City Sheriff's Office, Division of Child and Family Services, Court
8 Appointed Special Advocates, First Judicial Bar Association and the Washoe County Bar
9 Association and the Carson City Manager.
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11 DATED this 20th day of March, 2020.

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15 JAMES T. RUSSELL
District Court Judge

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19 JAMES E. WILSON, JR.
District Court Judge

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THOMAS R. ARMSTRONG
Justice of the Peace
Municipal Court Judge


KRISTIN N. LUIS
Justice of the Peace
Municipal Court Judge

21 OP 00001 1B

IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA AND THE
CARSON CITY JUSTICE/MUNICIPAL COURT
IN AND FOR CARSON CITY

IN THE MATTER OF THE ADMINISTRATIVE
ORDER RE:
TEMPORARY REDUCTION OF PUBLIC HOURS
OF THE CLERK'S OFFICES AND JUVENILE
SERVICES AND ALLOWING OF ELECTRONIC
SUBMITTAL OF COURT DOCUMENTS UNDER
THE EXIGENT CIRCUMSTANCES CREATED BY
COVID-19 AND RELATED CORONAVIRUS

APPROVED & CO-SIGNED
CLERK
DEPUTY
[Signature]

2021 MAY 13 PM 1:16

REC'D & FILED

ADMINISTRATIVE ORDER

The Administrative Orders filed on March 20, 2020 and March 16, 2020 are hereby modified.

IT IS HEREBY ORDERED effective June 1, 2021, the First Judicial District Court and the Carson City Justice/Municipal Court shall resume normal hours of operation.

The First Judicial District Court and the Carson City Justice/Municipal Court will no longer accept documents to be submitted by email in the form of PDF documents or by facsimile receive stamp documents.

The Juvenile Court will no longer accept documents to be submitted by email in the form of PDF documents or by facsimile receive stamp documents.

The First Judicial District Court and the Justice/Municipal Court's temporary drop boxes will be removed from the first floor of the Carson City Courthouse.

IT IS FURTHER ORDERED that the courtrooms for each respective court will continue to be open for scheduled court hearings Monday through Friday, 8:00 a.m. to 5:00 p.m. Telephonic and/or audio/video court conference calls will continue to be permitted with pre-authorization by the assigned judge. To minimize the risk of COVID-19 and variant spread, the number of the public permitted in the courtrooms will be reduced to allow for 3ft.

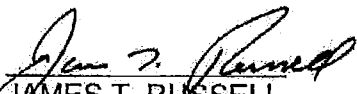
1 social distancing. Masks or facial coverings will be required to be worn in the Carson City
2 Courthouse, Juvenile Court, and Juvenile Services.

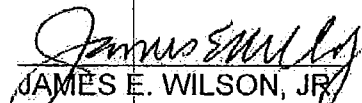
3 IT IS FURTHER ORDERED that the Carson City Courthouse located at 885 E.
4 Musser Street, Carson City, NV 89701, Juvenile Court located at 1545 E. 5th Street Carson
5 City, NV 89701, and Juvenile Services located at 740 S. Saliman Rd., Carson City, NV
6 89701 will continue to not permit the public into the building if they are ill or have a fever of
7 100.4 or higher. Temperature monitors will continue to operate and will be used to read the
8 temperatures of the public entering the buildings. Anyone identified as being advised to
9 self-quarantine by a hospital or health agency, or who has been diagnosed with, or have
10 had contact with anyone who has been diagnosed with Covid-19 or related variant shall not
11 be permitted into the above-named facilities. Reasonable force may be used.

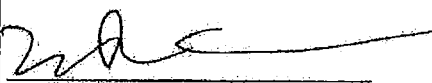
12 IT IS FURTHER ORDERED that the Administrative Order will continue until modified
13 or rescinded by a subsequent order.

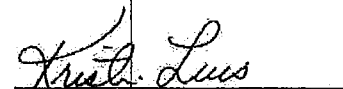
14 IT IS FURTHER ORDERED that the First Judicial District Court Clerk's Office
15 disseminate copies of the order to Carson City District Attorney, Nevada State Public
16 Defender, Carson City Sheriff's Office, Division of Child and Family Services, Court
17 Appointed Special Advocates, First Judicial Bar Association and the Washoe County Bar
18 Association and the Carson City Manager.

19 DATED this 13 day of May, 2021.

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25 JAMES T. RUSSELL
26 District Court Judge

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JAMES E. WILSON, JR.
District Court Judge

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THOMAS R. ARMSTRONG
Justice of the Peace
Municipal Court Judge


KRISTIN N. LUIS
Justice of the Peace
Municipal Court Judge

CERTIFICATE OF SERVICE

I certify that and that on June 23, 2021, I filed a true and correct copy of the foregoing **Opposition to Motion to Dismiss Appellant's Untimely Appeal For Lack of Jurisdiction** with the Clerk of the Court through the Court's CM/ECF system, which sent electronic notification to all parties as follows:

Arthur A. Zorio
Matthew Francis
Brownstein Hyatt Farber
Schreck
5371 Kietzke Lane
Reno, NV 89511
Attorneys for Respondent

/s/ Linda Gilbertson
Linda Gilbertson