

FILED

2020 SEP 17 P 2 33

JUSTICE COURT
LAS VEGAS NEVADA
BY _____

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

IN THE ADMINISTRATIVE MATTER
REGARDING TEMPORARY
PROCEDURES IN CRIMINAL, CIVIL,
AND TRAFFIC¹ CASES

SECOND AMENDED
ADMINISTRATIVE ORDER # 20-03
(revised on 9/17/20)

WHEREAS, Local Rules of Practice for the Justice Court of Las Vegas Township, Rule 6.5, charges the Chief Judge of the Las Vegas Justice Court with various responsibilities, such as supervising the administrative business of the Las Vegas Justice Court, ensuring the quality and continuity of court services, supervising the court calendar, reassigning cases as convenience or necessity requires, assuring the court’s duties are timely and orderly performed, and otherwise facilitating the business of the Las Vegas Justice Court as well making such orders as deemed advisable relating to local court rules and procedure; and

WHEREAS, On March 12, 2020, Governor Steve Sisolak declared a state of emergency in Nevada in response to the recent outbreak of the Coronavirus Disease (COVID-19). Given the severity of the risk posed to the public by COVID-19, and after consultation with Nevada Supreme Court Chief Justice Kristina Pickering, the Chief Judge of the Las Vegas Justice Court has determined that alterations to court procedure are necessary for the protection of the community; and therefore,

IT IS HEREBY ORDERED that, effective March 17, 2020, the Las Vegas Justice Court will continue to accept filings and manage cases within the parameters set forth in this Order;

¹ As used in this Administrative Order, a “Traffic” offense is an offense that has a demerit point value of four (4) or less as determined by the Nevada Department of Motor Vehicles. Offenses with higher point values, such as DUI, are not considered Traffic Offenses under this Administrative Order.

1 1. Beginning March 19, 2020, or as soon as possible thereafter, all criminal in-custody
2 hearings, with the exception of in-custody preliminary hearings and in-custody trials, will be
3 conducted via video conferencing in courtroom 6A;

4 2. All criminal out-of-custody hearings, with the exception of preliminary hearings, will
5 be continued for a period of at least sixty (60) days. Out-of-custody preliminary hearings shall be
6 continued for a period of at least sixty (60) days based upon the department's calendar. Individuals
7 with attorneys for criminal cases are encouraged to contact their attorneys instead of coming to the
8 Court to obtain the new court dates and/or provide their attorneys with proof of completion of any
9 court-ordered requirements. Attorneys are encouraged to communicate with the Court via email
10 (preferred) or phone to obtain new court dates for these matters. A listing of all emails and phone
11 numbers will be listed on the Court's website page;

12 3. All traffic pre-trial matters shall be suspended for the next sixty (60) days;

13 4. Any person arrested on a criminal offense subject to an own-recognizance release under
14 Las Vegas Justice Court Administrative Order 18-04, will be given a return court date in sixty (60)
15 days;

16 5. Any person arrested on traffic offenses and/or warrants will be subject to release, and
17 given a return court date no sooner than May 15, 2020;

18 6. [DELETED]

19 7. [DELETED]

20 At this time, essential case types and hearings will continue to be heard through in-person
21 appearances, although appearance by alternative means under Nevada Supreme Court Rule Part
22 IX is encouraged when possible. Essential case types and hearings include the following:

- 23 1. All in-custody proceedings for criminal matters;
- 24 2. Bail motion hearings, motions to quash bench warrants, and motions for own
25 recognizance walk-through on arrest warrants, until arrangements can be made to hear
26 these matters by alternative means;
- 26 3. Civil temporary or extended protection orders;
- 27 4. Unlawful Towing cases;
- 28 5. Objections to Claims of Exemption.

1 All currently scheduled non-essential Las Vegas Justice Court hearings are ordered to be
2 conducted by video or telephonic means; decided on the papers; or rescheduled unless otherwise
3 directed by a Las Vegas Justice Court Judge.

4 Small Claims trials, Small Claims motion hearings, and Small Claims examinations of
5 judgment debtor are deemed non-essential. All Small Claims trials, Small Claims motions, and
6 Small Claims examinations currently set will be continued to a future date. Notifications to Small
7 Claims litigants of the new date will be made via mail and/or email if an email address is available.

8 All jury trials, civil and criminal, scheduled in Las Vegas Justice Court for the next thirty
9 (30) days will be rescheduled to a new date as the court calendar allows. No summonsed
10 prospective jurors are to appear.

11 Effective March 17, 2020, the Las Vegas Justice Court will suspend issuing Defaults on all
12 civil actions. Applications for Default Judgments in cases where a Default has already been issued
13 will still be processed.

14 Effective March 17, 2020, all deadline and default provisions contained in NRS Chapter
15 40 concerning eviction and unlawful detainer proceedings are suspended and stayed.

16 Effective March 17, 2020, the Las Vegas Justice Court will suspend issuing orders for the
17 examination of a judgment debtor.

18 Effective March 17, 2020, the Las Vegas Justice Court will suspend the issuance of all
19 Writs of Execution. Additionally, all currently issued Writs of Execution are hereby stayed until
20 April 20, 2020. Any property garnished or attached after March 17, 2020, must be released back
21 to the Judgment Debtor. Clark County Constables and Sheriff Civil Division should follow the
22 guidance in NRS 21.112 with respect to any property garnished or attached prior to March 17,
23 2020.

24 In order to practice social distancing as recommended by the Centers for Disease Control
25 and Prevention (CDC), Las Vegas Justice Court is encouraging the use of electronic
26 communication for the resolution of cases, status checks, and/or negotiations. A list of emails for
27 each department will be on the Las Vegas Justice Court's website at www.lasvegasjusticecourt.us.

28

