



CLERK OF THE COURT

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8 **EIGHTH JUDICIAL DISTRICT COURT, FAMILY DIVISION**  
9 **CLARK COUNTY, NEVADA**

<p>10 [REDACTED] Petitioner, 11 vs. 12 [REDACTED] Respondent.</p> <hr/>	<p>CASE NO: D-18 [REDACTED]-C DEPT NO: X</p>
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13 **ORDER GRANTING LIMITED MOTION TO UNSEAL**

14 On March 9, 2024, a non-party, Our Nevada Judges, Inc. ('ONJ'), filed a  
15 limited motion to unseal. SRCR 4(2). Parties did not file oppositions. EDCR 2.20(e).  
16 DCR 13(2).

17 The Court finds that ONJ's request to unseal the court index is the most  
18 reasonable and efficient manner in which to comply with SRCR 3(5)(c), as doing so  
19 would offer ONJ's news reporters the information necessary to attend hearings  
20 while affording Parties and the child a broad level of privacy.

21 The restoration of the court index<sup>1</sup> would reveal to the public and ONJ the  
22 mandatory minimum information required by SRCR 3(5)(c)(i), (ii), (iii), (iv), and (v). This  
23 Court will also order the unsealing of each and every sealing order in this matter, if  
24 any there are, which is required by SRCR 3(5)(c)(vi) and (vii).  
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27

28 <sup>1</sup> <https://www.clarkcountycourts.us/portal>

1 The restoration of the court index would also disclose dates and times of  
2 hearings, the concealing of which potentially implicates constitutional violations by  
3 constructively closing this court. *Falconi v. Eighth Jud. Dist. Ct.*, 140 Nev., Advance  
4 Opinion No. 8 (2024).  
5

6 THEREFORE, it is HEREBY ORDERED that the Clerk of the Court unseal the  
7 court index such that it be available for public viewing; and,

8 IT IS FURTHER ORDERED that the Clerk of the Court unseal each and every  
9 sealing order in this matter.

10 The Court's additional findings  
11 are located below the Court's  
12 signature line. (ha).

Dated this 1st day of April, 2024  
  
DISTRICT COURT JUDGE  
ha

13 Respectfully Submitted,  
14 By:           /s/ Luke Busby          

**79A 005 3616 EE46**  
**Heidi Almase**  
**District Court Judge**

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ADDITIONAL FINDINGS:  
The Court FINDS, on Febraury 15, 2024, the Nevada Supreme Court issued *Falconi v. Eighth Jud. Dist. Ct.*, 140 Nev. Adv. Op 8 (filed February 15, 2024). The Court FINDS the Court found EDCR 5.207, EDCR 5.212 and NRS 125.080 unconstitutional. The Court FINDS EDCR 5.212(e), mirroring language in NRS 125.080, provides in part: "[The court shall retain supervisory power over its own records and files including the electronic and video records of proceedings, and possesses inherent authority to deny public access when justified." The Court FINDS this provision allowed for the sealing of "court records" and the public's access thereto. EDCR 5.212 having been found unconsitutional, access to the Court's records in this specific case is permitted.

21 *non-opposition, no objection to proposed order*

22 DANIEL SIEBOLD  
23 Petitioner

The Court FINDS it has verified both parties in this matter are signed up for NEFCR e-service. The Court FINDS neither party filed an opposition and the time for filing an opposition has passed.

24 *non-opposition, no objection to proposed order*

25 DONNA PHILLIPS  
26 Respondent

EDCR 5.503(b) provides the "[f]ailure of an opposing party to serve and file a written opposition may be construed as an admission that the motion is meritorious and a consent that it be granted. (ha).

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

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6 In the Matter of the Petition by: CASE NO: D-18-570436-C  
7 Daniel Siebold, Petitioner. DEPT. NO. Department X  
8

9 **AUTOMATED CERTIFICATE OF SERVICE**

10 This automated certificate of service was generated by the Eighth Judicial District  
11 Court. The foregoing Order was served via the court's electronic eFile system to all  
12 recipients registered for e-Service on the above entitled case as listed below:

13 Service Date: 4/1/2024

14 Donn Phillips UHM90@hotmail.com  
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