

IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF HENDERSON,

Appellant,

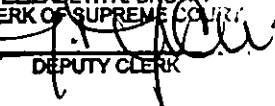
vs.

BERNARDO ARMENDAREZ; JACOB
ALEXANDER NAVARRO-REYES;
NAYIB WATSON; LOUIS ANTHONY
DELOSRIOS, JR.; VIRGIL CRISTOBAL;
HUNTER ALEXIS DOOLEY AND
JACOB VERNON HARDY,
Respondents.

No. 89958

FILED

JUN 10 2025

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER

Appellant has filed a motion for leave to file documents in volume 1 of the appendix that do not bear the file-stamp of the district court clerk. Appellant explains the documents were presented to and filed in the district court as exhibits to a petition for a writ of mandamus or prohibition and in the appendix to an answering brief. But they were not individually stamped by the district court clerk.

This court's review is limited to the district court record, see NRAP 10(b)(1); *Johnson v. State*, 113 Nev. 772, 776, 942 P.2d 167, 170 (1997), which "consists of the papers and exhibits *filed* in the district court, the transcript of the proceedings, if any, the district court minutes, and the docket entries made by the district court clerk," NRAP 10(a) (emphasis added). The relevant parts of the district court record make up the appellate court record and are provided to this court in appendices compiled and submitted by the parties. NRAP 10(b)(1). To ensure that this court reviews only papers and exhibits that were filed in the district court and therefore part of the district court record, NRAP 30(c)(1) provides that most documents included in the appendix submitted to this court "must bear the

file stamp of the district court clerk, clearly showing the date the document was filed in the proceedings below.” The requirement of a file stamp is not a mere technicality; it is the means by which this court ensures that it considers only those matters appearing in the record. The documents submitted in volume 1 of the appendix do not affirmatively show, in the manner required by this court’s rules that documents were part of the district court record. Therefore, the motion is denied.

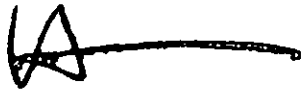
If appellant wishes to present this court with documents that were filed in the district court but are not individually file-stamped because they were exhibits or otherwise attached to documents filed in the district court, appellant may proceed in one of two ways. Appellant may include in the appendix a copy of a file-stamped document and all exhibits that were attached to that document in the district court when it was filed. Or, appellant may provide a copy of a file-stamped document and the relevant exhibits that were attached thereto when it was filed in the district court, but omit any exhibits that are not necessary for review on appeal. For documents that were included in an appendix filed in the district court, appellant may provide either a file-stamped copy of the entire appendix or a file-stamped copy of the cover page and index of the appendix and any necessary documents that were included therein, but omit any documents that are not necessary for review on appeal. If the latter approach is utilized, appellant should insert a sheet of paper in the appendix where the omitted exhibits or documents were located and identify thereon the exhibits or documents that have been omitted.

Review of the submitted volumes of the appendix reveals that volumes 1-3 are not in a searchable portable document format (PDF) as required. NRAP 30(c). Accordingly, the clerk shall strike volumes 1-3 of

the appendix filed on May 28, 2025. Appellant shall have 14 days from the date of this order to file and serve an amended appendix that fully complies with this court's rules and the procedures described above. If the amended appendix requires that appellant correct the indexes or citations to the appendix in the opening brief, appellant shall file a motion seeking appropriate relief within the same time period.

Failure to timely comply with this order may result in the imposition of sanctions.

It is so ORDERED.


_____, C.J.

cc: Henderson City Attorney
Manningo Law
Concierge Legal
Greenberg Traurig, LLP/Las Vegas
Storey County District Attorney
Nye County District Attorney
Las Vegas City Attorney/Criminal Division
Washoe County District Attorney
Deep Goswami
Carson City District Attorney
Mineral County District Attorney
Humboldt County District Attorney
Douglas County District Attorney/Minden
White Pine County District Attorney
Pershing County District Attorney
Lyon County District Attorney
Clark County District Attorney
Elko County District Attorney
Lander County District Attorney