

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF RULES OF
PROCEDURE TO GOVERN
PROCEEDINGS IN THE FAMILY
COURTS.

ADKT No. 388

FILED

DEC 28 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *J. Caldwell*
CHIEF DEPUTY CLERK

ORDER AMENDING THE NEVADA RULES OF CIVIL PROCEDURE

WHEREAS, on August 24, 2005, the Nevada Supreme Court ordered that a committee be created for the purposes of developing rules of procedure to govern proceedings in family court and making recommendations on other issues related to proceedings in family court and designated the Honorable A. William Maupin, Chief Justice, as chair of the committee; and

WHEREAS, on January 18, 2006, pursuant to the committee's recommendation, this court suspended Rule 16.1 of the Nevada Rules of Civil Procedure, as amended effective January 1, 2005, and reinstated the former version of Nevada Rule of Civil Procedure 16.1 with respect to all proceedings in the Family Divisions of the Second and Eighth Judicial District Courts and in all domestic relations cases in the judicial districts without a family division; and

WHEREAS, the committee thereafter met to draft rules to govern prejudgment and postjudgment discovery in domestic relations

matters and, on November 28, 2007, submitted recommendations that this court adopt new rules, to be designated as Nevada Rules of Civil Procedure 16.2 and 16.21, to govern prejudgment and postjudgment discovery in domestic relations matters; and

WHEREAS, this court considered the committee's recommendations at a public hearing on December 3, 2007; and

WHEREAS, it appears to this court that amendment of the Nevada Rules of Civil Procedure is warranted, accordingly,

IT IS HEREBY ORDERED that Rule 11, 16.2, 26, and 37 of the Nevada Rules of Civil Procedure shall be amended and that new Rules 16.2 and 16.21 of the Nevada Rules of Civil Procedure shall be adopted and that these rules shall read as set forth in Exhibit A.

IT IS FURTHER ORDERED that new Rule 16.2 shall be amended effective January 1, 2009, and shall thereafter read as set forth in Exhibit B.

IT IS FURTHER ORDERED that the amended rules set forth in Exhibit A shall become effective July 1, 2008, and that the amended rule set forth in Exhibit B shall become effective January 1, 2009. The clerk of this court shall cause a notice of entry of this order to be published in the official publication of the State Bar of Nevada. Publication of this order shall be accomplished by the clerk disseminating copies of this order to all subscribers of the advance sheets of the Nevada Reports and all persons and agencies listed in NRS 2.345, and to the executive director of the State Bar of Nevada. The certificate of the clerk of this court as to the accomplishment of the above-described publication of notice of entry and

dissemination of order shall be conclusive evidence of the adoption and publication of the foregoing amended rules.

Dated this 28th day of December, 2007.

Maupin, C.J.
Maupin

Gibbons, J.
Gibbons

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

Douglas, J.
Douglas

Cherry, J.
Cherry

Saitta, J.
Saitta

cc: Kimberly Farmer, Executive Director, State Bar of Nevada
All District Court Judges
Committee Members
Administrative Office of the Courts