

CLARK COUNTY COURTS
CLARK COUNTY, NEVADA

FILED

In the matter of
Bond Hearings

Administrative Order No. 07-10

Nov 20 1 35 PM '07

WHEREAS it has previously been determined that the bond hearing process was inefficient, and that it was necessary to coordinate a standardized procedure to keep continuity, and

WHEREAS the authority of the Chief Judge to reassign bond appeals to Department 4 has been called into question, and

WHEREAS NRS 3.220 declares that “[t]he district judges shall possess equal coextensive and concurrent jurisdiction and power” and that “[t]hey each shall exercise and perform powers, duties and functions of the court and of judges thereof and of judges at chambers,” and

WHEREAS NRS 3.026(1) requires the Chief Judge to ensure that “[t]he procedures which govern the consideration and disposition of cases and other proceedings within the jurisdiction of the district court are applied as uniformly as practicable”; and

WHEREAS NRS 3.026(2) further requires the Chief Judge to ensure that “[c]ases and other proceedings within the jurisdiction of the district court are considered and decided in a timely manner,” and

WHEREAS EDCR 1.30(b)(5) allows the Chief Judge to “[m]ake regular and special assignments of all judges,” and

WHEREAS EDCR 1.30(b)(15) authorizes the Chief Judge to “[r]eassign cases from a department to another department as convenience or necessity requires,” and

WHEREAS EDCR 1.30(b)(18) requires the Chief Judge to “assure that court duties are timely and orderly performed,” and

WHEREAS EDCR 1.60(a) declares that the Chief Judge “shall have the authority to assign and reassign all cases pending in the district,” and

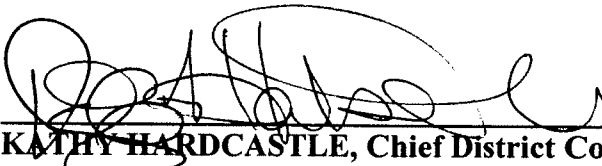
WHEREAS, in *Halverson v. Hardcastle*, 123 Nev. Adv. Op. No. 29, 163 P.3d 428 (2007), the Nevada Supreme Court of Nevada held that the judiciary has “inherent authority to administrate its own procedures and to manage its own affairs, meaning that the judiciary may make rules and carry out other incidental powers when ‘reasonable and necessary’ for the administration of justice,” therefore,

IT IS HEREBY ORDERED that all bond appeals shall continue to be heard by Chief Judge Hardcastle in District Court Department 4, or other judge as designated by the Chief Judge.

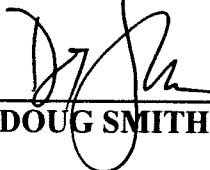
IT IS FURTHER ORDERED that this order is to become effective on

November, 2007.

11/20/07
Date


KATHY HARDCASTLE, Chief District Court Judge

11/20/07
Date


DOUG SMITH, Chief Justice of the Peace