

1
2 DISTRICT COURT
3 CLARK COUNTY, NEVADA
4

5 IN THE ADMINISTRATIVE MATTER OF Administrative Order: **25-06**
6 PRACTICE AND PROCEDURES IN THE
7 PROBATE COURT

8 **WHEREAS**, the Eighth Judicial District Court, as part of the state constitutional
9 judicial system, “has the inherent power to protect itself and to administer its affairs.” *City*
10 *of N. Las Vegas ex rel. Arndt v. Daines*, 92 Nev. 292, 294, 550 P.2d 399, 400 (1976); and,

11 **WHEREAS**, the Chief Judge is responsible for supervising the administrative
12 business of the Eighth Judicial District Court, ensuring the quality and continuity of its
13 services, and assuring the court’s duties are timely and orderly performed and otherwise
14 facilitating the business of the District Court, and for overseeing the functions of the
15 probate commissioners and their staff. NRS 3.025; *see also* EDCR 1.30(b); and

16 **WHEREAS**, the intention of this AO is to set forth certain practice and procedures
17 in probate matters in the Eighth Judicial District Court.

18 **IT IS THEREFORE ORDERED:**

19 **Probate Commissioner’s Reports and Recommendations**

20 (a) Except as otherwise provided in EDCR Part IV, within a reasonable time
21 following the hearing of any motion, petition, or other matter that is heard by or submitted
22 to the probate commissioner, the probate commissioner shall prepare and file a report
23 setting forth written findings of fact, recommended conclusions of law, and recommended
24 form of order for resolution of the matter.

25 (b) The probate commissioner may direct counsel for a party to prepare the report
26 in accordance with EDCR 7.21 and 7.23. The report shall be delivered to the assigned
27 probate commissioner’s inbox no later than 14 days after the hearing on the matter or the
28 later notification of the probate commissioner’s decision, unless the probate

1 commissioner designates some other period. In contested matters, the attorney assigned
2 to prepare the report shall request the countersignature of counsel for all parties who have
3 appeared at the hearing and are affected by the report as to the report's form and content.
4 Opposing counsel shall have 7 days to countersign or otherwise respond. If opposing
5 counsel refuses or otherwise fails to respond within 7 days, the drafting attorney may
6 deliver the report to the assigned probate commissioner's inbox together with proof of
7 such service on all opposing attorneys. Proof of such service must be provided to the court
8 through either email verification attached as the last page of the proposed report and
9 recommendation, or, by filing a Certificate of Service in the case. Approval of a report as
10 to form and content is only confirmation that the content of the report reflects the probate
11 commissioner's decision and shall not be deemed as a party's consent to or agreement
12 with the decision or a waiver of a party's rights under EDCR 4.06.

13 (c) Promptly upon the probate commissioner's execution of a report, the probate
14 commissioner shall file the report with the court, which shall not constitute formal notice
15 of entry of the report. Within 7 days after entry of a report, the party designated by the
16 probate commissioner must serve written notice of such entry, together with a copy of the
17 report, upon all other parties in the case and must file the notice of entry with the clerk of
18 the court. Any other party, or the court, may also serve and file a written notice of such
19 entry. Service of the report is deemed complete upon submission or sending if the notice
20 of entry of the report is served by electronic service pursuant to the NEFCR and EDCR
21 Part VIII, or 3 days after mailing to a party or a party's attorney if served by mail.

22 (d) The parties may stipulate to immediate entry of an order on the probate
23 commissioner's recommendation. An interested party's failure to object to a tentatively
24 approved matter as provided in EDCR 4.14, either before or at the time of hearing, shall
25 constitute that party's consent to immediate entry of an order. For any matter in which an
26 objection or opposition was filed or made on the record and such objection or opposition
27 was not later withdrawn on the record, the written consent of all parties must be affixed
28 to the order approving the immediate entry of an order.

1 (e) A report and recommendation must substantially comply with Exhibit 1, and
2 an order must substantially comply with Exhibit 2, attached to this AO. The following
3 notice must appear at the end of a report and recommendation:

4 NOTICE: YOU ARE HEREBY NOTIFIED THAT WITHIN 14 DAYS AFTER
5 BEING SERVED WITH A REPORT AND RECOMMENDATION, ANY
6 PARTY MAY FILE AN OBJECTION PURSUANT TO EDCR 4.06 AND
7 SERVE THE OBJECTION ON ALL INTERESTED PARTIES. FAILURE TO
8 FILE AND SERVE SUCH WRITTEN OBJECTIONS WITHIN THE 14-DAY
9 PERIOD WILL RESULT IN THE AUTOMATIC AFFIRMANCE OF THE
PROBATE COMMISSIONER'S RECOMMENDATION BY THE DISTRICT
JUDGE. AFTER THE EXPIRATION OF THE OBJECTION PERIOD, IT IS
COUNSEL'S RESPONSIBILITY TO SUBMIT AN ORDER ADOPTING THE
REPORT AND RECOMMENDATION DIRECTLY TO THE DISTRICT
JUDGE ASSIGNED TO THE CASE.

10 (f) In all matters to be heard by the probate commissioners, the proposed report
11 and recommendation or order must be electronically submitted to the assigned probate
12 commissioner's inbox (probateinbox@clarkcountycourts.us for Department PC-1 or
13 probate2inbox@clarkcountycourts.us for Department PC-2). Orders on matters heard by
14 a probate judge shall be electronically submitted to the assigned probate judge's inbox.

15 (g) The court's electronic addresses are intended to accommodate the efficient
16 ministerial processing of court orders and are not to be used as a forum for legal argument.
17 Documents or argument other than a proposed order or report and recommendation
18 delivered to a designated inbox will be deemed a nullity and will be deleted without
19 notice.

20 (h) Within 14 days after being served with notice of entry of a report, any party
21 may file with the clerk of the court and serve on all interested parties a written request for
22 judicial review of the matter by the probate judge, together with specific written
23 objections to the recommendations set forth in the probate commissioner's report and a
24 memorandum of points and authorities setting forth the factual and legal basis for said
25 objections. Concurrently with filing the request for judicial review, the objecting party
26 shall submit an order in substantially the form of Exhibit 3 to the probate judge's inbox
27 with a copy of the report and recommendation attached.

Requests to Transfer to Probate Judge

(a) In any matter referred to a probate commissioner, each party is entitled, as a matter of right, to have any contested matter heard before the probate judge provided that the probate commissioner has not made any ruling on such contested matter or commenced hearing such contested matter. A request must identify the specific petition or motion to which it pertains or, if applicable, the entirety of the case. A party wishing to exercise such right shall make the request to the probate commissioner in writing or orally in the following manner:

(1) A written request to transfer a contested matter to the probate judge shall be filed with the clerk and emailed to the probate department and the judicial department assigned to the matter no later than 3:30 p.m. on the second judicial day before the hearing date. The written request must substantially comply with Exhibit 4 attached hereto.

(2) An oral request to transfer a contested matter to the probate judge must be made upon the calling of the case at the time of hearing. When making an oral request to transfer, the requesting party must include all information required by Exhibit 4, which shall be entered upon the minutes.

(b) After receiving the request to transfer, and provided that the probate commissioner has not commenced hearing or made any ruling on the contested matter, the probate commissioner shall enter an order upon the minutes transferring the matter to the assigned judicial department and the matter shall be set for hearing on the probate judge's next available probate hearing calendar.

(c) Except where a party requests that the entirety of the case be transferred, a request under Rule 4.08, as modified by this AO, applies only to the contested matter identified in the request. All other matters in the case shall continue to be placed on the probate commissioner's calendar for consideration by the probate commissioner. The probate judge may, in the probate judge's discretion and upon resolution of a contested matter, enter an order retaining the case, in which case all matters shall be set on the

1 probate judge's calendar. If the probate judge does not enter an order retaining the case,
2 then all future matters in the case shall placed upon the probate commissioner's calendar.

3 **Petitions, Applications, Motions, and Exhibits**

4 (a) All pleadings and papers filed pursuant to EDCR Part IV shall comply with
5 EDCR 7.20 and shall state the assigned probate department number ("PC-1" or "PC-2"),
6 followed by the department number of the assigned probate judge, if known, in
7 parentheses (e.g., Department No.: PC-1 (26)).

8 (b) All petitions, motions, and applications filed before the probate commissioner
9 must include the designation "Hearing Requested" or "Hearing Not Requested" in the
10 caption of the first page of the document directly below the case number and department
11 number. The clerk shall set for hearing all petitions, motions, and applications that include
12 the designation "Hearing Requested," and the matter shall be processed in accordance
13 with EDCR 4.13. Ex parte and stipulated petitions, motions, and applications must
14 include the designation "Hearing Not Requested." The matter will not be set for hearing
15 but, instead, the clerk will set the matter for decision on the assigned probate
16 commissioner's "Ex Parte" calendar on a date consistent with the manner in which the
17 clerk sets matters for hearing. If the petition, motion, or application contains neither
18 designation, the clerk shall strike the pleading after notice and an opportunity to cure is
19 given, as provided in EDCR 8.03. Any petition, motion, or application filed with the
20 designation "Hearing Not Requested" may be set for hearing at the court's request, or at
21 the request of any interested party who shall make the request by including the
22 designation "Hearing Requested" in the caption of the first page of the objection, directly
23 below the Case Number and Department Number. If such a designation is made, the clerk
24 shall set the matter for hearing.

25 (c) Exhibits to any pleading or paper filed in probate court shall comply with
26 EDCR 2.27. Except as otherwise provided in EDCR 2.34 and 4.18, or by order of the
27 court, no documents, exhibits, or other materials may be submitted to the probate
28 commissioner in chambers without filing into the case. All exhibits, documents, and other

1 materials that a party deems confidential must be filed into the case and designated as
2 sealed pending court approval, subject to the Nevada Rules for Sealing and Redacting
3 Court Records. Confidential exhibits must be filed as a separate appendix that identifies
4 the documents as Exhibits Filed Under Seal using filing code TSPCA and must include a
5 table of contents identifying each exhibit and the numbering sequence of the exhibits. The
6 appendix shall be filed concurrently with the petition or motion, responsive pleading, or
7 other document to which it applies, and a copy of the appendix (without exhibits) must
8 be served upon all interested parties. Only confidential exhibits may be included in the
9 appendix; any non-confidential documents, including redacted documents, are to be
10 attached to the pleading or filed in a separate appendix in accordance with EDCR 2.27.
11 The petition, motion, or other document to which the appendix applies shall include a
12 written request to seal the exhibits in the appendix, and the order or report and
13 recommendation must include language sealing the appendix, subject to the court's
14 approval. Documents that may otherwise be reasonably redacted shall not be submitted
15 for sealing.

16 (d) An application for relief based upon Title 12 or Title 13 of the Nevada Revised
17 Statutes must be brought as a petition. An application for relief based upon the Nevada
18 Rules of Civil Procedure or other provision of the Nevada Revised Statutes must be
19 brought as a motion. All motions filed pursuant to any applicable rule in the Nevada Rules
20 of Civil Procedure, or pursuant to EDCR 2.34 or 4.18, are subject to the requirements and
21 restrictions of EDCR 2.20 and 2.23.

22 **List of Approved, Deficient, and Heard Matters**

23 (a) The probate commissioners must prepare a list of probate matters that are
24 scheduled for hearing. Such list shall be finalized and posted on the probate court's
25 official website before 4:00 p.m. on the day prior to hearing. For purposes of EDCR Part
26 IV and this AO, a "final tentative ruling" is the probate commissioner's proposed decision
27 on a petition or motion, issued before the official hearing.

1 (b) The list shall designate each matter as being tentatively approved, denied,
2 continued, off-calendar, or requiring a hearing, which shall be designated as court's
3 discretion. Matters that are denied, continued, or off-calendar will note the deficiency
4 preventing a tentative approval, and the new hearing date if the matter has been continued.
5 Any party may file supplemental documents into the case, addressing the deficiencies
6 noted, not later than 3:30 p.m. on the second judicial day before the hearing of the matter.
7 Supplemental documents submitted after that time will not be considered. Matters taken
8 off calendar may only be reset for hearing pursuant to a new notice of hearing.

9 (c) For purposes of EDCR Part IV and this AO, supplemental documents may
10 include a supplement, an amended pleading, or an errata. A "supplement" sets forth
11 additional allegations or evidence after the original pleading is filed, usually in response
12 to probate deficiencies. An "amended pleading" seeks new or additional relief from the
13 original pleading and requires the same notice as the pleading it amends. An amended
14 pleading may result in an additional court filing fee. An "errata" corrects an error or errors
15 in a pleading.

16 **Approved Matters**

17 (a) Any matter designated as tentatively approved may be heard without an
18 appearance by the parties and/or their counsel. In order to be tentatively approved, the
19 following shall be strictly observed:

20 (1) The petition must be verified and meet all statutory requirements.

21 (2) The petition filed must be without objection.

22 (3) Death certificates, where applicable, with all restricted personal
23 information (e.g., social security numbers) redacted, must be attached to the initial
24 petition as an exhibit.

25 (4) Where a bond is required, the petition must set forth with particularity
26 the personal property of the estate together with the estimated amount of annual income
27 from all sources.
28

1 (5) Proof of service on all interested persons through an affidavit of mailing
2 or certificate of mailing and, where applicable, proof of publication must be filed into the
3 case. Proof of service must be filed contemporaneously or immediately after the actual
4 mailing has taken place, but in no case later than 3:30 p.m. on the second judicial day
5 before the hearing. Proof of publication must be filed no later than 12:00 p.m. on the day
6 prior to the hearing of the matter.

7 (b) The original proposed report and recommendation and/or order shall be
8 emailed to the respective probate department's inbox no later than 14 days after hearing
9 on the matter or later notification of the court's decision, unless additional time is allowed
10 by the court. Except for orders pertaining to matters filed ex parte or pursuant to
11 stipulation, proposed reports and recommendations and/or orders may not be submitted
12 prior to the hearing.

13 (c) At the time of the hearing, the probate commissioner shall read the docket of
14 all cases and matters scheduled for hearing that have been designated as tentatively
15 approved and inquire as to whether there are any persons present wishing to object to
16 such approved matters. If no objections are so made, the probate commissioner's final
17 tentative ruling shall become the minute order of the court without further hearing on such
18 matters, and the prevailing party or their counsel, as applicable, shall submit a proposed
19 recommendation and order consistent with the tentative ruling to be recommended by the
20 probate commissioner and ordered by the probate judge. If, however, any person appears
21 and indicates a desire to contest or object to the relief requested, the probate commissioner
22 may take the following actions:

23 (1) If the petitioning party and such party's counsel are not present, the
24 probate commissioner will ordinarily continue the matter to the next appropriate probate
25 calendar date, if necessary, to allow all interested parties to be noticed of the objection.
26 The probate commissioner may also direct the objecting or contesting party to file a
27 written objection to the petition prior to the continued hearing date and may thereupon
28 grant or otherwise act upon the petition if such written objection is not so timely filed.

1 (2) If the petitioning party or such party's counsel is present, the probate
2 commissioner may elect to hear the matter at such time to determine whether the matter
3 is the proper subject of objection, whether the matter may in fact be ruled on at such time,
4 or whether a continuance of the matter is appropriate. Subject to the provisions of EDCR
5 4.08, the probate commissioner may, as appropriate, thereupon hear the matter, continue
6 the matter, impose a briefing schedule, set a discovery schedule as set forth under EDCR
7 4.17, direct the parties to a settlement conference as set forth under EDCR 4.19, and/or
8 otherwise process the matter.

9 (d) If the court continues a matter to allow a written objection or response to be
10 made, and the responding or objecting party fails to serve and file a timely objection or
11 response, the court may deem the objection or response waived. An objection or other
12 written response to moving papers will be deemed a waiver of further notice as to those
13 papers.

14 **Sale Calendar**

15 (a) The probate commissioners shall each conduct a weekly sale calendar for
16 confirmation of sales of real and personal property requiring the court's approval. All
17 petitions seeking confirmation of sale of real or personal property shall be set on the sale
18 calendar. The petition for confirmation of sale must indicate whether the property is to be
19 sold at a public auction or was sold at a private sale.

20 (b) Sales of property designated for public auction will be conducted at the sale
21 calendar and the sale will be set for public bid.

22 (c) Except as set forth in subparagraph (d) below, sales of property designated as
23 private sales will be set for hearing on the sale calendar and will be approved without the
24 necessity of placing the sale for public bid, unless a written offer complying with NRS
25 148.270 is filed into the case and served on all interested parties, the contract buyer, and
26 any agent representing the contract buyer, not later than 5:00 p.m. on the date that is 7
27 days prior to the hearing date. The bidding party must file proof of service of the written
28 offer into the case no later than 3:30 p.m. on the second judicial day before the hearing.

1 If a written offer complying with the statute is filed, then the matter will be set for public
2 bid at the time set in the notice of hearing; otherwise, the sale will be approved in
3 accordance with the petition.

4 (d) The court may set for public bid any sale designated as a private sale if the
5 court, in its discretion, finds that the contract price is disproportionate to the value of the
6 property or that other good cause exists for public bid, which shall be entered upon the
7 minutes.

8 **Contested Matters**

9 A “contested matter” in probate court includes any matter in which one or more
10 interested persons has formally objected to or opposed a petition, motion, application, or
11 other pleading, whether the objection or opposition was filed into the case or made in
12 open court. At the time of the hearing, the probate commissioner shall consider the
13 contested matters set to be heard. The probate commissioner may, as appropriate, hear
14 the matter, continue the matter, impose a briefing schedule, set a discovery schedule as
15 set forth under EDCR 4.17, direct the parties to a settlement conference as set forth under
16 EDCR 4.19, recommend that the matter be granted or denied, in whole or in part, and/or
17 otherwise process the matter.

18 **Continuances**

19 (a) The probate commissioner has the discretion to vacate or continue matters. A
20 matter will not be continued more than two times except upon a motion showing good
21 cause for continuance, granted by the probate commissioner.

22 (b) If an objecting party fails to file a written objection to a matter set for hearing
23 or files and serves a written objection to a petition later than 3:30 p.m. on the second
24 judicial day before the matter is to be heard, the non-objecting party may, as a matter of
25 right, request to continue the matter to allow the non-objecting party to file a written
26 response to the objection. The probate commissioner must grant such continuance unless
27 it would be manifestly unjust to do so.

1 (c) Matters may not be continued by calling or emailing the probate
2 commissioners' chambers or through other informal request. A party may only request a
3 continuance upon the filing of an ex parte motion, through the submission of a stipulation
4 and proposed order to continue the matter, or pursuant to request made in court at the time
5 of the hearing.

6 (d) A party or party's counsel shall notify the probate staff by email as soon as
7 possible when a calendared matter is to be continued or taken off calendar in order to
8 avoid unnecessary review. Phone calls notifying the probate staff of the continuance are
9 highly disfavored.

10 (e) Once a matter has been reviewed by the probate staff, and a final tentative
11 ruling has been made, the matter may not be continued or taken off calendar except by
12 the order of the Court. This applies even if a written stipulation is received prior to the
13 original hearing date.

14 **Stipulated and Ex Parte Petitions**

15 (a) In order to provide an expedited manner to resolve the many probate and trust
16 petitions that are consented to by all parties entitled to notice and that otherwise do not
17 require a hearing, the probate commissioners will accept stipulated petitions and orders
18 in lieu of a noticed hearing for the following types of petitions:

- 19 • Petitions for summary administration.
- 20 • Petitions for approval of settlement agreement.
- 21 • Petitions for accountings and distribution.
- 22 • Petitions under NRS 164.015(1) for a ruling that property not formally titled
23 in the name of a trust or its trustee constitutes trust property pursuant to
24 NRS 163.002.
- 25 • Petitions for set aside to a trust via a pour-over will per NRS 146.070(1)(b).
- 26 • Other petitions as appropriate.

27 The following Petitions are NOT eligible for filing by stipulated petition:

- 28 • Any contested matter.

- Any petition for relief in which all interested persons have not stipulated in writing.
- Petitions for general administration.
- Petitions for set aside (other than those to a trust via a pour-over will per NRS 146.070(1)(b)).
- Petitions for return of sale of real property.
- Any petition requiring publication.
- Any petition where the identity or location of any interested person is unknown.

(b) A stipulated petition may be styled as a “Stipulated Petition for [type of relief sought]” and shall indicate “Hearing Not Requested” in the caption. The stipulated petition shall be filed into the case, and the petitioner or petitioner’s attorney shall submit a proposed report and recommendation and order by email to the inbox of the assigned probate commissioner. To be approved, a stipulated petition must include the following:

- The stipulated petition must be verified.
- All interested persons must sign the stipulation consenting to the immediate entry of an order granting the stipulated petition.
- For any stipulated petition for summary administration or petition to set aside to a trust, the Director of the Department of Health and Human Services must have been served and proof of service been filed in the case in accordance with NRS 155.020.
- All interested persons must waive notice of hearing per NRS 155.010(5). If the stipulated petition requests independent administration, the interested persons must also waive the notice required by NRS 143.345.
- The stipulated petition must meet all statutory requirements for the type of petition.

1 (c) Ex parte submissions to the probate court are restricted to routine, uncontested
2 matters that are not subject to specific notice requirements under Title 12 or Title 13 of
3 the Nevada Revised Statutes, including the following:

- 4 • Petitions to amend prior orders.
- 5 • Petitions for consolidation under EDCR 4.30.
- 6 • Petitions for cremation.
- 7 • Petitions for medical records.
- 8 • Petitions for letters of special administration; provided, a petition for letters
9 of special administration will not be granted without notice to the surviving
10 spouse, the person nominated as executor and any other person who, in the
11 discretion of the court, appears to be equitably entitled to notice.
- 12 • Petitions to redact confidential personal information (e.g., social security
13 numbers).
- 14 • Petitions for verified record of value.
- 15 • Petitions for order directing transfer of property pursuant to NRS 146.080.
- 16 • Motions to shorten time or to continue a hearing.
- 17 • Petitions for final discharge.
- 18 • Other petitions or motions as appropriate.

19 (d) An ex parte petition must be styled as an “Ex Parte Petition for [type of relief
20 sought]” and shall indicate “Hearing Not Requested” in the caption. The ex parte petition
21 shall be filed into the case, and the petitioner or petitioner’s attorney shall submit a
22 proposed report and recommendation and order by email to the inbox of the assigned
23 probate commissioner.

24 (e) If a matter is filed as a stipulated or ex parte petition and the court determines
25 that it should have been filed in due course as a noticed petition, the stipulated or ex parte
26 petition may be denied without prejudice in the court’s discretion without an appearance,
27 and the petitioner may set the matter for a noticed hearing.

Notices; Proof of Service

(a) All petitions, motions, applications, objections, and/or other pleadings, including those submitted ex parte, must allege the names and addresses of all persons entitled to notice, including minors and their age, and persons who have submitted Requests for Special Notice, so that the court may determine the adequacy of notice given. The probate court may require additional notice in any matter where it appears that the interests of any person or entity may be adversely affected by the determination of the issues raised by the pleadings.

(b) Master calendar shall prepare the clerk's notice of hearing, which shall designate the date and time for the hearing of any probate matter. A party or their counsel shall not file a notice of hearing into the case containing blank lines for the hearing date and time, nor shall they call master calendar or the probate office to request a hearing date.

(c) If a statute imposes specific language requirements for a notice, e.g., NRS 148.220 or 15.020(3), and for any matter where publication of a notice is required, service or publication of the clerk's notice of hearing will not constitute sufficient notice under the statute. The party must file a separate notice of hearing after receipt of the clerk's notice of hearing complying with the statutory requirements and cause the complying notice of hearing to be served and/or published.

(d) The moving party is responsible to serve the notice of hearing and to file proof of the notice into the case. The proof of service must set forth the names and addresses of the persons as they appear on the envelopes or are designated in the EFS; it is not sufficient in proofs of service to declare that notice and/or other documents was mailed to the persons listed in the petition or electronically served to all registered users in the case. Where notice or other document must be served other than by regular mail, the proof of service must show that the notice and/or other document was served by international mail, by registered or certified mail, and the serving party must file into the case proof of

1 the service by a written acknowledgment of receipt, affidavit of personal service, or other
2 proof satisfactory to the court.

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4 IT IS THEREFORE ORDERED that this Administrative Order be effective immediately.

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PRESIDING CIVIL JUDGE

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Dated this 26th day of September, 2025

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CHIEF JUDGE

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6B7 A97 8AA6 CB4C
Jerry A. Wiese
District Court Judge

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Submitted by:

NAME:
BAR NO.:
ADDRESS:
CITY, ST ZIP:
ATTORNEY FOR:

Approved as to Form and Content:

NAME:
BAR NO.:
ADDRESS:
CITY, ST ZIP:
ATTORNEY FOR:

NOTICE

You are hereby notified that within 14 days after being served with a Report and Recommendation, any party may file an objection pursuant to EDCR 4.06 and serve the objection on all interested parties. Failure to file and serve such written objections within the 14-day period will result in the automatic affirmance of the Probate Commissioner's Recommendation by the District Judge. After the expiration of the objection period, it is counsel's responsibility to submit an Order adopting the Report and Recommendation directly to the District Judge assigned to the case.

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ORDER

All interested parties having consented to immediate entry of an Order on the Probate Commissioner's Recommendation pursuant to EDCR 4.05(d),

IT IS SO ORDERED.

By signing below, the parties consent to the immediate entry of an order on the foregoing Report and Recommendation per EDCR 4.05(d):

Submitted by:

NAME:
BAR NO.:
ADDRESS:
CITY, ST ZIP:
ATTORNEY FOR:

Approved as to Form and Content:

NAME:
BAR NO.:
ADDRESS:
CITY, ST ZIP:
ATTORNEY FOR:

1 EXHIBIT 3

2 Order on Report and Recommendation

3 EIGHTH JUDICIAL DISTRICT COURT
4 CLARK COUNTY, NEVADA

5 In the matter of the Estate of:) CASE NO.: P-25-123456-E
6 JOHN DOE) DEPT. NO.: PC-2 (26)
7 Decedent) HEARING DATE:
8) HEARING TIME:

9 ORDER RE: PROBATE COMMISSIONER'S REPORT AND RECOMMENDATIONS

10 The Court, having reviewed the Probate Commissioner's Report and Recommendations
11 attached as Exhibit A; and:

12 _____ No timely objection having been filed,

13 _____ After reviewing the objections to the Report and Recommendations and good
14 cause appearing,

15 IT IS HEREBY ORDERED THAT:

16 _____ The Probate Commissioner's Report and Recommendations are affirmed and
17 adopted.

18 _____ The Probate Commissioner's Report and Recommendations are affirmed and
19 adopted as modified in the manner set forth on Exhibit B hereto.

20 _____ This matter is remanded to the Probate Commissioner for reconsideration or
21 further action.

22 _____ A hearing on the Probate Commissioner's Report and Recommendation is set for:
23 _____

24 Submitted by:

25 _____
26 NAME:
27 BAR NO.:
28 ADDRESS:
CITY, ST ZIP:
ATTORNEY FOR:

1 EXHIBIT 4

2 Request to Transfer to Probate Judge

3 EIGHTH JUDICIAL DISTRICT COURT
4 CLARK COUNTY, NEVADA

5 In the matter of the Estate of:) CASE NO.: P-25-123456-E
6 JOHN DOE) DEPT. NO.: PC-2 (26)
7 Decedent) HEARING DATE:
8) HEARING TIME:

9 REQUEST TO TRANSFER TO PROBATE JUDGE PER EDCR 4.08

10 Pursuant to EDCR 4.08, Petitioner [NAME] hereby requests that [TITLE OF PETITION or THE
11 ENTIRE MATTER] be transferred to the Probate Judge. The Matter is set for hearing on [DATE]
12 in Department PC-[]. The probate commissioner has not yet heard or made any ruling in this
13 matter. Petitioner requests that the Probate Judge schedule a hearing as follows:

- 14 ☐ Schedule evidentiary hearing—discovery completed
15 ☐ Schedule evidentiary hearing—discovery plan needed
16 ☐ Schedule oral argument on matter of law—fully briefed
17 ☐ Schedule oral argument on matter of law—briefing schedule needed

18 Dated this [DATE]:

19 _____
20 NAME:
21 BAR NO.:
22 ADDRESS:
23 CITY, ST ZIP:
24 ATTORNEY FOR: