

1 JUSTICE COURT, LAS VEGAS TOWNSHIP
2 CLARK COUNTY, NEVADA

FILED

2013 JUN 14 10:40 AM

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4 **IN THE ADMINISTRATIVE MATTER**
5 **REGARDING ADDITIONAL FEES**
6 **IMPOSED BY THE LAS VEGAS**
7 **TOWNSHIP JUSTICE COURT**

ADMINISTRATIVE ORDER 11-12
JUSTICE COURT
LAS VEGAS NEVADA
BY _____
DEPUTY
AMENDED NUNC PRO TUNC
(on June 14, 2013)

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9 **WHEREAS**, in the case of Blackjack Bonding v. City of Las Vegas Municipal Court,
10 116 Nev. 1213 (2000), the Nevada Supreme Court declared that the state's courts have inherent
11 judicial powers to charge and collect reasonable fees, in addition to the fees that are enumerated
12 by statute; and

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15 **WHEREAS**, the Las Vegas Justice Court and Clark County have entered into a Letter of
16 Understanding (attached hereto) which allows for new "inherent power" fees to be deposited into
17 separate special accounts administered by the County and maintained for the benefit of the Las
18 Vegas Justice Court; and

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21 **WHEREAS**, the revenue generated by the new "inherent power" fees will be used for
22 the purpose of maintaining the Court's judicial departments, including, without limitation, the
23 cost for additional staff and other costs outlined in the Letter of Understanding; therefore,

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26 **IT IS HEREBY ORDERED** that the following additional fees shall be imposed by the
27 Las Vegas Justice Court:
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1 (1) For the filing of a Motion for Summary Judgment--**\$15.00**

2 (2) For the filing of an Application for Default Judgment in a civil action, other than in
3 small claims actions commenced pursuant to NRS Chapter 73--**\$15.00**

4 (3) For the non-expedited retrieval of a file from off-site storage for copies, research, or
5 any other reason--**\$10.00**

6 **(4) For the filing of a Renewal of Judgment--\$25.00**

7 (5) For “rush” or same-day file retrieval from off-site storage--**\$35.00**

8 (6) For the filing and acting upon the posting of cash bail in a “non-traffic” criminal case
9 --**\$40.00**, subject to the following conditions:

10 (a) The fee applies per transaction, rather than per charge or per case;

11 (b) A “non-traffic” criminal case is defined to include:

12 (1) A regular criminal case initiated by the filing of a Criminal
13 Complaint;

14 (2) A moving violation of Nevada’s misdemeanor traffic laws which is not
15 handled by the Las Vegas Justice Court Traffic Division because of the
16 serious nature of the offense (for example: DUI, Reckless Driving,
17 Aggressive Driving, Vehicular Homicide, Vehicular Manslaughter,
18 Fleeing or Evading Police, Speed Contest, Moving Violation Resulting in
19 Fatal Accident, etc.);

20 (3) A violation of Nevada’s misdemeanor traffic laws that results in a
21 person’s arrest, rather than the issuance of a traffic citation.¹

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28 ¹ The Letter of Understanding refers to a \$50.00 fee for the filing of a Formal Objection to a Referee’s Findings of Fact, Conclusions of Law, and Recommendations. However, the Chief Judge has determined that this fee should be held in abeyance for the time being, due to the current economic climate affecting *pro se* litigants in Clark County.

1 **IT IS FURTHER ORDERED** that the fees described in this Order will be deposited to
2 County Fund # 2100.941 (entitled "LVJC Special Filing Fees"), Cost Center # 1185411000, and
3 Revenue Account # 432000; and

4 **IT IS FURTHER ORDERED** that the fees described in this Order shall be imposed on
5 or after February 1, 2012; and

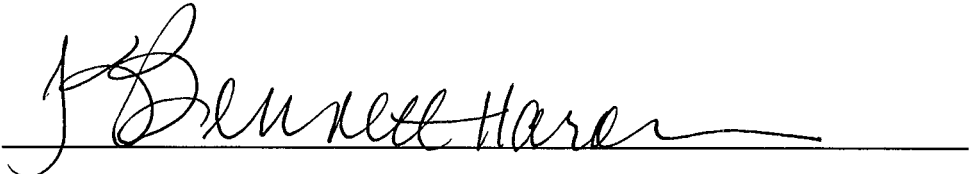
6 **IT IS FURTHER ORDERED** that the fees described in this Order shall be payable in
7 advance if demanded by the Clerk of the Court, but such fees may be waived upon the granting
8 of a properly filed Motion to Proceed in Forma Pauperis; and

9 **IT IS FURTHER ORDERED** that, in addition to waivers obtained by Motions to
10 Proceed in Forma Pauperis, the Division Administrators for the Las Vegas Justice Court shall
11 have the ability and discretion to prepare written requests for the waiver of fees described in this
12 Order, and such waivers shall be effective if approved by the Chief Judge; and

13 **IT IS FURTHER ORDERED** that the Las Vegas Justice Court shall, on or before the
14 fifth day of each month, account for and pay to the Clark County Treasurer all fees collected
15 pursuant to this Order during the preceding month; and

16 **IT IS FURTHER ORDERED** that the Court Administrator for the Las Vegas Justice
17 Court shall ensure that a copy of this Administrative Order is posted on the Court's website,
18 posted in conspicuous locations in the Court's customer service lobbies, and forwarded to local
19 attorneys via e-mail notice from the Clark County Bar Association.

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24 Dated this 14th day of JUNE, 2013

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 Karen Bennett-Haron, CHIEF JUSTICE OF THE PEACE