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TANYA SCHEIN
COURT ADMINISTRATOR
THIRD JUDICIAL DISTRICT

Tanya Schein

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6 **IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF LYON**
8

9 In the Matter of Judicial
10 Master Proceedings

**STANDING ORDER RE:
MASTERS OF THE COURT**
(Admin. Order 22-01)

11 WHEREAS, the Third Judicial District Court has approved the appointment of standing
12 Judicial Masters for the purposes set forth under law and adopted a policy and procedure relating to
13 the assignment of cases to Judicial Masters; and,

14 WHEREAS, the Court desires to conduct proceedings before Masters in a uniform manner;
15 and,

16 WHEREAS, the Court finds it necessary to set forth specific rules relating to the conduct of
17 Court proceedings before the Masters;

18 NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

19 **Judicial Masters.**

20 1. A district judge may refer any matter to a master for determination unless prohibited
21 by law. Such referral may be by application of a party to the action or on the judge's own initiative.

22 The following proceedings may be referred automatically to a master:

23 (a) Juvenile court proceedings pursuant to NRS Title 5 and Chapter 432B.

24 (b) Orders for protection.

25 (c) Support enforcement proceedings pursuant to NRS Chapters 425 and 435.

26 (d) Proceedings pursuant to NRS 3.405.

27 (e) Civil Discovery disputes under the Nevada Rules of Civil Procedure, local
28 rules, and other applicable law.

(f) Guardianship proceedings pursuant to NRS Chapter 159 and 159A.

1 (g) Probate and trust proceedings under Title 12 and chapters 162 through 167
2 of Title 13 of the NRS.

3 2. Except as otherwise provided herein, proceedings before the master shall be in
4 accordance with the provisions of N.R.C.P. 53 and any applicable statutes. All proceedings before
5 a master shall be conducted with appropriate decorum and procedure to ensure respect and obedience
6 to the court and its rules. The master may recommend appropriate sanctions for failure to comply
7 with the appropriate statutes or rules of the court.

8 3. The master may request a district judge to make an immediate determination of
9 appropriate sanctions for contemptuous behavior, issue a bench warrant, quash a warrant, or release
10 persons arrested thereon.

11 4. Conduct of Proceedings.

12 (a) Within 14 days after the evidence presented in a matter is closed, the master
13 shall file with the district judge written findings of fact and recommendations, which shall also be
14 served upon each party. The master may direct counsel for a party to prepare the master's report,
15 including findings and recommendations. If counsel is so directed, the report must be delivered to
16 the master no later than 14 days after the hearing or notice of decision.

17 (b) A party shall have 14 days from service of written findings of fact and
18 recommendations within which to file and serve an objection or a motion to adopt or modify the
19 findings of fact and recommendations. A response to an objection or motion shall be filed and served
20 within 7 days of service of the objection or motion.

21 (c) Upon the request of a party or upon the district judge's initiative, the judge
22 may enforce the provisions of the master's recommendation pending determination on review.

23 (d) In cases involving orders for protection, the recommendation of the master
24 shall become effective upon notice to the parties, unless stayed pending review by the judge. A stay
25 of the master's recommendation may be granted at the request of any party to the action or upon the
26 initiative of the court.

27 (e) Except in cases involving orders for protection, a master's recommendation
28 shall not become effective until the time for objection has run and the recommendation has been

1 confirmed by the presiding district judge, except as otherwise provided in 4(c).

2 5. Unless otherwise ordered by the court, all proceedings before the master shall be
3 reported by court reporter or recorded by audio tape or other means.

4 6. Review of master's decision.

5 (a) When an objection or motion to adopt or modify a master's recommendation
6 is filed, the court shall have the discretion to determine the manner in which the master's
7 recommendation will be reviewed.

8 (b) A hearing on an objection or motion to adopt or modify a master's
9 recommendation shall be in the form of a review of the record with oral argument, unless otherwise
10 expressly ordered by the court. In extraordinary circumstances the court may grant a de novo trial.

11 (c) In all cases except juvenile matters, if a party objects or motions to adopt or
12 modify the master's recommendation, in whole or in part, the objection or motion to adopt or modify
13 shall be filed within 14 days after service of written findings of fact and recommendation.

14 (d) In juvenile matters, objection or motions to adopt or modify the master's
15 recommendation shall be filed within 7 days after service of written findings of fact and
16 recommendation.

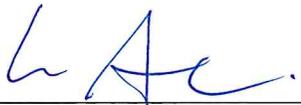
17 (e) The objection or motion to adopt or modify shall briefly state the primary
18 issues for review.

19 (f) A review hearing must be held within 30 days after the date the objection or
20 motion to adopt or modify is filed, unless otherwise ordered by the court.

21 (g) Failure to file an objection or motion within the 14-day period shall be deemed
22 a waiver of any right to review the recommendation and will result in adoption of the master's
23 recommendation by the district judge.

24 DATED this 24th day of August, 2022.

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28 JOHN P. SCHLEGELMILCH,
District Court Judge, Dept. I


LEON A. ABERASTURI,
District Court Judge, Dept. II