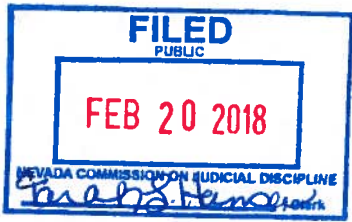


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6 Attorney for Defendant



ORIGINAL

NEVADA COMMISSION ON JUDICIAL DISCIPLINE  
STATE OF NEVADA


10 In the Matter of )  
11 THE HONORABLE JENNIFER HENRY, ) CASE NO. 2016-142-P  
Hearing Master for the Eighth Judicial District )  
12 Court, Family Division, County of Clark, )  
State of Nevada, )  
13 Respondent. )  
14

**MOTION FOR EXPANSION OF TIME TO PRESENT RESPONDENT'S DEFENSE**

16 COMES NOW, the Honorable Jennifer Henry, Hearing Master, Eighth Judicial District  
17 Court, County of Clark, State of Nevada, and asks that this Honorable Commission expand the  
18 period of time allotted under the Order Setting Public Hearing from four hours to a reasonable length  
19 of time not to exceed eight hours.

20 Said Motion is made and based upon the attached analysis of facts and points and authorities.

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Attorney for Respondent

1 **ANALYSIS OF FACTS**

2 In filing the instant motion the Commission should be aware that counsel for the Honorable  
3 Judge Henry has already caused to be filed a motion to transfer the hearing to Las Vegas, Nevada  
4 or, in the alternative, to allow the hearing to occur by way of video. The defense would incorporate  
5 by reference the Analysis of Facts set forth within that motion. The purpose of the instant motion is  
6 to ask for an expansion of time to allow the Respondent to present her case. In filing the instant  
7 motion, should the Special Prosecutor need additional time the Respondent would not object.

8 Under the Order Setting Public Hearing, the hearing is set to go from the hours of 8:00 a.m.  
9 to 5:00 p.m. with a period of four hours being allocated to the Respondent to present her defense.  
10 Counsel for the Respondent has been advised pursuant to written document by the Special  
11 Prosecutor that he has up to seven witnesses that he may call. The Respondent has advised the  
12 Special Prosecutor of the potentiality of nine witnesses.

13 It is recognized that under Rule 26 of the Procedural Rules of the Nevada Commission on  
14 Judicial Discipline that "The Commission may limit the time each party is allowed to present  
15 evidence...." It is respectfully suggested that this Rule has implicit in it an understanding that the  
16 time period allowed is reasonable and it is not a abuse of discretion nor that it violates the due  
17 process rights of the Respondent to present her defense. The Respondent is not suggesting that the  
18 Commission cannot limit the amount of time but suggests in the instant motion that a period of four  
19 hours is insufficient. Within the motion to transfer the hearing points and authorities filed, are cases  
20 in reference to acts of discretion by such entities as the Commission. Acts of discretion are limited  
21 to reasonableness and whether or not the time period set forth by the Commission is violative of  
22 discretionary rules. There is even a more important issue herein, however, which is a limitation on  
23 the ability of the Respondent to present her defense.

24  
25 . . . .

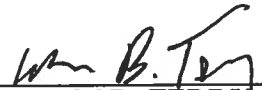
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27  
28 . . . .

1 CONCLUSION

2 As a result, it is requested that the period of time allowed by the Commission for the  
3 presentation of the Respondent's case be expanded a period not to exceed eight hours.

4 DATED this 13<sup>th</sup> day of February, 2018.

5 WILLIAM B. TERRY, CHARTERED

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16 Attorney for Respondent

14 CERTIFICATE OF MAILING

15 I hereby certify that on the 13<sup>th</sup> day of February, 2018, I, as an employee of WILLIAM B.  
16 TERRY, CHARTERED, that a true and correct copy of the foregoing **MOTION FOR**  
17 **EXPANSION OF TIME TO PRESENT RESPONDENT'S DEFENSE** was deposited in the  
18 United States Mail at Las Vegas, Nevada, postage fully prepaid thereon for first class mail addressed  
19 to:

20  
21 Thomas Bradley, Esq.  
22 448 Hill Street  
23 Reno, Nevada 89501  
24 Special Prosecutor

25   
26 As an employee of William B. Terry, Chartered  
27  
28