



BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE

STATE OF NEVADA

In the Matter of)
)
THE HONORABLE MELANIE ANDRESS-)
TOBIASSON, Justice of the Peace, Las Vegas)
Justice Court, Dept. 10, Clark County,)
State of Nevada,)
)
Respondent.)
)
)
)
)

CASE NO. 2018-120-P & 2019-005-P

ORDER SETTING PUBLIC HEARING AND NOTICE OF PANEL MEMBERS

TO: THE HONORABLE MELANIE ANDRESS-TOBIASSON, RESPONDENT
MARC P. COOK, ESQ. & THOMAS R. SHEETS, ESQ., Counsel for Respondent
THOMAS C. BRADLEY, ESQ., Prosecuting Officer

Pursuant to order of the Nevada Commission on Judicial Discipline (“Commission”), a public hearing in the above-captioned matter has been scheduled to commence on December 14, 2020, at the hour of 8:00 a.m., or as soon thereafter as the matter may be heard, and will conclude on December 18, 2020, at or before 5:00 p.m. Due to the COVID-19 pandemic, and for good cause shown, the hearing shall be conducted remotely via Simultaneous Audiovisual Transmission (“S.A.T.”) utilizing the ZOOM virtual platform of the State Bar of Nevada, located at 3100 W. Charleston Blvd., Suite 100, Las Vegas, Nevada, 89102.¹ Additional details regarding the ZOOM virtual platform and the S.A.T protocols to be followed during the hearing will be addressed in a subsequent order to follow.

The following panelists are scheduled to participate as members of the Commission: Hon. Mason Simons (Presiding Officer), Gary Vause (Chair), Stefanie Humphrey (Vice-Chair), Karl Armstrong, Esq., Hon. Thomas Armstrong, Don Christensen, Esq., and Joseph Sanford.

///
///

¹ The decision to conduct the hearing remotely via S.A.T. is consistent with attorney disciplinary proceedings before the State Bar of Nevada. See Order Amending Supreme Court Rule 105, ADKT 0565 (October 8, 2020).

1 The hearing is scheduled for five (5) calendar days. The Prosecuting Officer will present
2 evidence regarding the basis for a finding of violations for twenty (20) hours. The Prosecuting Officer
3 shall include an opening statement in his presentation.

4 Respondent's counsel shall have twenty (20) hours to present evidence to rebut the charges as
5 well as evidence in mitigation and extenuation of discipline. Respondent's counsel shall include an
6 opening statement in their presentation. It may be reserved until the close of their case, but it may not
7 be waived. The taking of evidence will begin at 8:00 a.m. and conclude at 5:00 p.m., including an hour
8 for lunch. At the conclusion of the evidentiary phase, the Commission will entertain final arguments not
9 to exceed thirty (30) minutes by each Party. The scheduling of hours on each day is at the discretion of
10 the Commission.

11 Each Party should note that the clerk of the Commission will keep track of the time consumed
12 by each side. The time consumed in cross-examination and any re-cross examination of the other
13 Party's witness(es) will be deducted from the total time available to each Party. The Presiding Officer
14 will make adjustments to the basic time allocation as necessary. In other words, one Party will not be
15 permitted to consume the other Party's time without consequence.

16 The rule of exclusion of witnesses will be in effect. Each Party will be responsible for ensuring
17 that any intended witness (with the exception of the Respondent) is not present for testimony during
18 any portion of the hearing. The requirement not to discuss testimony with other witnesses will be a
19 continuing duty of each witness through the conclusion of the case.

20 If, after the presentation of evidence and final arguments, the Commission anticipates that it will
21 not have sufficient time to deliberate, the Commission may deliberate at a later time. The Commission
22 may allow post-hearing briefs, if necessary and requested, to be filed in this matter within five (5) days

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 of the conclusion of the hearing. A final decision will be announced thereafter in a manner and format
2 consistent with appropriate practice and the law.

3 Chairman Gary Vause is authorized to sign this Order on behalf of the full Commission.

4 IT IS SO ORDERED.

5 DATED this 30th day of October, 2020.

6
7 STATE OF NEVADA
8 COMMISSION ON JUDICIAL DISCIPLINE

9 
10 _____
11 Gary Vause, Chairman

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28


1 **CERTIFICATE OF SERVICE**

2 I hereby certify on this 30th day of October, 2020, I transmitted a copy of the foregoing
3 ORDER SETTING PUBLIC HEARING AND NOTICE OF PANEL MEMBERS, via email and by
4 placing said document in the U.S. Mail, postage prepaid, addressed to:

5 Marc P. Cook, Esq.
6 Cook & Kelesis, Ltd.
7 517 S. Ninth Street
8 Las Vegas, NV 89101
9 law@bckltd.com

10 Thomas R. Sheets, Esq.
11 Attorney at Law
12 10170 W. Tropicana Ave., Ste. 156-389
13 Las Vegas, NV 89147
14 tsheetsatty@gmail.com

15 Thomas C. Bradley, Esq.
16 Law Office of Thomas C. Bradley
17 435 Marsh Avenue
18 Reno, NV 89509
19 tom@tombradleylaw.com

20
21
22
23
24
25
26
27
28

Nancy Schrehans, Commission Clerk