

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, Clark County, State of Nevada, )
Respondent. )
CASE NO. 2019-090

In the Matter of )
THE HONORABLE AMY CHELINI, Justice of the Peace, Las Vegas Justice Court, Clark County, State of Nevada, )
Respondent. )
CASE NO. 2019-091

ORDER SETTING CONSOLIDATED PUBLIC HEARING AND NOTICE OF PANEL MEMBERS, ORDER REGARDING MEDIA ACCESS

TO: THE HONORABLE MELANIE ANDRESS-TOBIASSON, Respondent
THE HONORABLE AMY CHELINI, Respondent
WILLIAM B. TERRY, ESQ., Counsel for Respondent Judge Andress-Tobiasson
THOMAS F. PITARO, ESQ., Counsel for Respondent Judge Chelini
THOMAS C. BRADLEY, ESQ., Prosecuting Officer
BRIAN HUTCHINS, ESQ., Prosecuting Officer

Pursuant to order of the Nevada Commission on Judicial Discipline ("Commission"), a consolidated public hearing on the Commission's Notices of Intent to Suspend (attached as Exhibit 1) in the above-captioned matters has been scheduled to commence on December 16, 2019, at the hour of 8:00 a.m., or as soon thereafter as the matter may be heard, and will conclude at or before 5:00 p.m. on December 17, 2019. The public hearing will be conducted at the William S. Boyd School of Law, Thomas & Mack Moot Court Facility, 4505 S Maryland Pkwy., Las Vegas, NV 89154. The Respondents, Respondents' counsel and the Prosecuting Officers will appear in person.

1 All documentary evidence, including witness lists, shall be electronically served on the opposing  
2 party and filed at [ncjdinfo@judicial.nv.gov](mailto:ncjdinfo@judicial.nv.gov) not later than 5:00 p.m. on December 11, 2019. All exhibits  
3 must be bates stamped and tabbed; further, the Prosecuting Officers' exhibits will be identified by  
4 numbers and Respondents' exhibits by letters.

5 The taking of evidence will begin at 8:00 a.m. Collectively, the Prosecuting Officers will  
6 present evidence regarding whether Respondents pose either (1) a substantial threat of serious harm to  
7 the public; or (2) a substantial threat of serious harm to the administration of justice for six (6) hours.  
8 The Prosecuting Officers shall include an opening statement in their presentation. Collectively,  
9 Respondents shall have six (6) hours to present evidence as to why a suspension should not be imposed.  
10 Respondents shall include an opening statement in their presentation. It may be reserved until the close  
11 of their case, but it may not be waived. At the conclusion of the evidentiary phase, the Commission will  
12 entertain final arguments not to exceed thirty (30) minutes by the Prosecuting Officers (collectively) and  
13 Respondents (collectively). The allotted time for parties to present evidence is at the discretion of the  
14 Commission.

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

19 If, after the presentation of evidence and final arguments, the Commission anticipates that it will  
20 not have sufficient time to deliberate on site, the Commission may deliberate at a later time. A final  
21 decision will be announced thereafter in a manner and format consistent with appropriate practice and  
22 the law.

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

26 Members of the media intending to record this public hearing must obtain consent to do so from  
27 the Commission. Media entry requests should be directed to Gary Vause, Chair, and may be mailed to  
28 the Commission at Post Office Box 48, Carson City, NV, 89702, sent via facsimile to (775) 687-3607

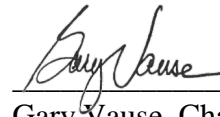
1 or sent by electronic mail to [ncjdinfo@judicial.nv.gov](mailto:ncjdinfo@judicial.nv.gov). The request should contain the name and  
2 type of media outlet, including address, telephone and facsimile number(s). Requests must be received  
3 by the Commission no later than 3:00 p.m., November 29, 2019.

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

5 IT IS SO ORDERED.

6 DATED this 8<sup>th</sup> day of November 2019.

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8 STATE OF NEVADA  
9 COMMISSION ON JUDICIAL DISCIPLINE

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12 Gary Vause, Chairman  
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify on this 8<sup>th</sup> day of November 2019, I transmitted a copy of the foregoing ORDER  
3 SETTING CONSOLIDATED PUBLIC HEARING AND NOTICE OF PANEL MEMBERS, ORDER  
4 REGARDING MEDIA ACCESS, via email and by placing said document in the U.S. Mail, postage  
5 prepaid, addressed to:

6 William B. Terry  
7 William B. Terry, Chartered  
8 530 South Seventh Street  
9 Las Vegas, NV 89101-6011  
10 [Info@williamterrylaw.com](mailto:Info@williamterrylaw.com)  
11 Counsel for Respondent Judge Andress-Tobiasson

12 Thomas F. Pitaro  
13 601 Las Vegas Blvd. South  
14 Las Vegas, NV 89101  
15 [pitaro@gmail.com](mailto:pitaro@gmail.com)  
16 Counsel for Respondent Judge Chelini

17 Thomas C. Bradley, Esq.  
18 Law Office of Thomas C. Bradley  
19 435 Marsh Avenue  
20 Reno, NV 89509  
21 [tom@tombradleylaw.com](mailto:tom@tombradleylaw.com)  
22 Prosecuting Officer

23 Brian Hutchins, Esq.  
24 BH Consulting, LLC  
25 P. O. Box 2366  
26 Carson City, NV 89701  
27 [bhconsultingllc@sbcglobal.net](mailto:bhconsultingllc@sbcglobal.net)  
28 Prosecuting Officer



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Valerie Carter, Commission Clerk

**Exhibit 1**

**Exhibit 1**

1 **BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE**

2 **STATE OF NEVADA**

3  
4 In the Matter of )  
5 )  
6 THE HONORABLE MELANIE ANDRESS- )  
7 TOBIASSON, Justice of the Peace, Las Vegas ) CASE NO. 2019-090  
8 Justice Court, County of Clark, State of Nevada, )  
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10 Respondent. )  
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23 **NOTICE OF COMMISSION’S INTENT TO SUSPEND RESPONDENT WITH SALARY**

24 You are hereby notified of the Commission’s intent to suspend Judge Melanie Andress-  
25 Tobiasson from the exercise of judicial office, with salary, pursuant to the provisions of NRS 1.4675.  
26 The reason for this action is that the Commission has determined that Judge Andress-Tobiasson poses a  
27 substantial threat of serious harm to the public or to the administration of justice, based upon the  
28 findings of a Commission investigation into numerous allegations of judicial misconduct involving  
29 Judge Andress-Tobiasson. A copy of the Commission records regarding the allegations to date has been  
30 sent to you under separate cover.

31 You are entitled to a minimum of seven (7) days’ notice of the Commission’s intention to  
32 suspend you pursuant to NRS 1.4675(5). You are also entitled to an opportunity to respond to this  
33 Notice. You must submit your written, confidential response no later than 4:30 p.m., PST, on November  
34 5, 2019. You are required to submit your response to the following addresses:

35 Paul C. Deyhle, General Counsel & Executive Director  
36 Nevada Commission on Judicial Discipline  
37 P.O. Box 48  
38 Carson City, NV 89702  
39 [ncjdinfo@judicial.nv.gov](mailto:ncjdinfo@judicial.nv.gov)

40 You must also provide a copy to:

41 Mr. Thomas C. Bradley  
42 Law Office of Thomas C. Bradley  
43 435 Marsh Avenue  
44 Reno, NV 89509  
45 [tom@tombradleylaw.com](mailto:tom@tombradleylaw.com)

1 The Commission shall hold a public hearing before ordering such a suspension, unless you  
2 waive the right to a hearing. The decision of the Commission must be made public.

3 You may submit any written response, **including any waiver of said hearing**, via email to the  
4 Commission's office at ncjinfo@judicial.nv.gov, in which case you must also provide an original and  
5 one (1) copy to the mailing address listed above. That set of document(s) must be served by mail the  
6 same day that you submit any document by email.

7 In the event you exercise your right to request a public hearing pursuant to statute, the  
8 Commission will set the time and place for the hearing in due course. Should such a hearing be  
9 conducted, you will be required to appear in person. The full Commission has authorized the Chairman  
10 to sign this Order on its behalf.

11 The clerk of the Commission shall immediately serve a copy of the instant Order to Respondent  
12 via email and Federal Express, and to the Prosecuting Officer of the Commission via email.

13 IT IS SO ORDERED

14 DATED this 23<sup>rd</sup> day of October, 2019.

15  
16 STATE OF NEVADA  
17 COMMISSION ON JUDICIAL DISCIPLINE  
18 P.O. Box 48  
19 Carson City, NV 89702

20 By:   
21 GARY VAUSE  
22 COMMISSION CHAIRMAN  
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**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of the Nevada Commission on Judicial Discipline and that on the 23<sup>rd</sup> day of October, 2019, I served a copy of the **NOTICE OF COMMISSION'S INTENT TO SUSPEND RESPONDENT WITH SALARY** by email and FedEx Overnight, addressed to the following:

William B. Terry  
William B. Terry, Chartered  
Attorney at Law  
530 South Seventh Street  
Las Vegas, NV 89101-6011  
[Info@williamterrylaw.com](mailto:Info@williamterrylaw.com)  
Counsel for Respondent

Thomas C. Bradley  
Law Office of Thomas C. Bradley  
435 Marsh Avenue  
Reno, NV 89509  
[tom@tombradleylaw.com](mailto:tom@tombradleylaw.com)  
Prosecuting Officer



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Valerie Carter, Commission Clerk



1 **BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE**

2 **STATE OF NEVADA**

3

4

5 In the Matter of )

6 THE HONORABLE AMY CHELINI, Justice )

7 of the Peace, Las Vegas Justice Court, County ) CASE NO. 2019-091

8 of Clark, State of Nevada, )

9 Respondent. )

10 \_\_\_\_\_ )

11 **NOTICE OF COMMISSION’S INTENT TO SUSPEND RESPONDENT WITH SALARY**

12 You are hereby notified of the Commission’s intent to suspend Judge Amy Chelini from the

13 exercise of judicial office, with salary, pursuant to the provisions of NRS 1.4675. The reason for this

14 action is that the Commission has determined that Judge Chelini poses a substantial threat of serious

15 harm to the public or to the administration of justice, based upon the findings of a Commission

16 investigation into numerous allegations of judicial misconduct involving Judge Chelini. A copy of the

17 Commission records regarding the allegations to date has been sent under separate cover.

18 You are entitled to a minimum of seven (7) days’ notice of the Commission’s intention to

19 suspend you pursuant to NRS 1.4675(5). You are also entitled to an opportunity to respond to this

20 Notice. You must submit your written, confidential response no later than 4:30 p.m., PST, on November

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22 Paul C. Deyhle, General Counsel & Executive Director

23 Nevada Commission on Judicial Discipline

24 P.O. Box 48

25 Carson City, NV 89702

26 [ncjdinfo@judicial.nv.gov](mailto:ncjdinfo@judicial.nv.gov)

25 You must also provide a copy to:

26 Ms. Kathleen Paustian

27 Law Offices of Kathleen M. Paustian

28 1912 Madagascar Lane

Las Vegas, NV 89117

[kathleenpaustian@cox.net](mailto:kathleenpaustian@cox.net)

1 The Commission shall hold a public hearing before ordering such a suspension, unless you  
2 waive the right to a hearing. The decision of the Commission must be made public.

3 You may submit any written response, **including any waiver of said hearing**, via email to the  
4 Commission's office at ncjinfo@judicial.nv.gov, in which case you must also provide an original and  
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8 Commission will set the time and place for the hearing in due course. Should such a hearing be  
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10 to sign this Order on its behalf.

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12 via email and Federal Express, and to the Prosecuting Officer of the Commission via email.

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14 DATED this 23<sup>rd</sup> day of October, 2019.

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16 STATE OF NEVADA  
17 COMMISSION ON JUDICIAL DISCIPLINE  
18 P.O. Box 48  
19 Carson City, NV 89702

20 By:   
21 GARY VAUSE  
22 COMMISSION CHAIRMAN  
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**CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of the Nevada Commission on Judicial Discipline and that on the 23<sup>rd</sup> day of October, 2019, I served a copy of the **NOTICE OF COMMISSION'S INTENT TO SUSPEND RESPONDENT WITH SALARY** by email and FedEx Overnight, addressed to the following:

Tom Pitaro  
Attorney at Law  
601 Las Vegas Blvd. South  
Las Vegas, NV 89101  
[pitaro@gmail.com](mailto:pitaro@gmail.com)  
Counsel for Respondent

Kathleen Paustian  
Law Offices of Kathleen M. Paustian  
1912 Madagascar Lane  
Las Vegas, NV 89117  
[kathleenpaustian@cox.net](mailto:kathleenpaustian@cox.net)  
Prosecuting Officer

  
\_\_\_\_\_  
Valerie Carter, Commission Clerk