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

12 **STATE OF NEVADA**

13 IN THE MATTER OF THE HONORABLE,
14 MICHELE FIORE, Justice of the Peace,
15 Pahrump Township Justice Court, Nye
16 County, State of Nevada,

Case No.: 2025-108-P

17 Respondent.

18 **REPLY TO RESPONDENT'S OPPOSITION TO MOTION IN LIMINE**
19 **TO EXCLUDE TESTIMONY OF KEITH R. FISHER AND EXPERT**
20 **STATEMENT OF KEITH R. FISHER**

21 COMES NOW Thomas J. Donaldson, Special Counsel for the Nevada Commission on
22 Judicial Discipline ("Commission" or "NCJD"), and hereby replies to Respondent's Opposition to
23 Motion in Limine to Exclude Testimony of Keith R. Fisher and Expert Statement of Keith R. Fisher
24 ("Opposition") dated September 28, 2026. The instant reply is made pursuant to PRJDC 24,
25 PRJDC 38.2 and NRS 48.015 *et seq.* and based upon the following memorandum of points and
26 authorities and the pleadings and papers on file herein.

27 **Memorandum of Points and Authorities**

28 Mr. Fisher is simply another lawyer, *not* licensed to practice law in Nevada or any other
jurisdiction within the United States according to his "Relevant Background and Qualifications,"
who authored a (31-page) report, *i.e.*, legal brief, to attempt to bolster Respondent's legal claims in
this matter.¹ Opposition, Exhibit A, pp. 2-4. Mr. Fisher's proffered testimony and report have no

¹ Pursuant to NRS 47.130(2)(b), the Commission can take judicial notice that Mr. Fisher is
not licensed to practice law in Nevada since it is fact that is "[c]apable of accurate and ready determination

1 tendency to make the existence of any fact that is of consequence to the determination of this action
2 more or less probable than it would be without the evidence. NRS 48.015.

3 Nothing in Respondent's Opposition changes that fact. Indeed, Respondent concedes that
4 the Commission is "a specialized, legally sophisticated tribunal" that certainly does not need
5 Mr. Fisher's "two cents." Opposition, p. 2 at line 10. Therefore, Mr. Fisher's testimony and report
6 should be excluded by the Commission in accordance with NRS 48.025(2), NRS 48.035(1),
7 NRS 48.035(2) and NRS 50.275. See, Motion, pp. 2-7.

8 DATED this 5th day of October, 2026.

9 MESSING ADAM JASMINE & SHORE, LLP

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11 By: /s/ Thomas J. Donaldson
12 Thomas J. Donaldson, Esq.
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28 by resort to sources whose accuracy cannot reasonably be questioned, so that the fact is not subject to
reasonable dispute." See, <https://nvbar.org/for-the-public/find-a-lawyer/>.

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that a true and correct copy of this REPLY TO RESPONDENT'S
3 OPPOSITION TO MOTION IN LIMINE TO EXCLUDE TESTIMONY OF KEITH R. FISHER
4 AND EXPERT STATEMENT OF KEITH R. FISHER was sent via electronic mail addressed to:

5 Paola M. Armeni, Esq.
6 Clark Hill, PLLC
7 1700 S. Pavillion Center Dr., Ste. 500
8 Las Vegas, NV 89135
parmeni@clarkhill.com

9
10 Dated this 5th day of October, 2026.

11 By: Kelly Gilbert
12 Kelly Gilbert
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