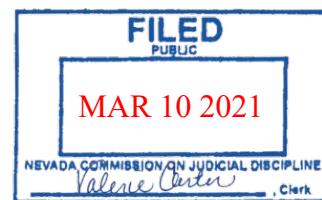


1 **BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE**

2 **STATE OF NEVADA**



3 In the Matter of)
4)
5 THE HONORABLE MELANIE ANDRESS-)
6 TOBIASSON, Justice of the Peace, Las Vegas)
7 Justice Court, Dept. 10, Clark County,)
8 State of Nevada,)
9 Respondent.)

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

10 **FIRST AMENDED ORDER SETTING PUBLIC HEARING**
11 **AND NOTICE OF PANEL MEMBERS**

12 TO: THE HONORABLE MELANIE ANDRESS-TOBIASSON, Respondent
13 MARC P. COOK, ESQ. & THOMAS R. SHEETS, ESQ., Counsel for Respondent
14 RICHARD DREITZER, ESQ., BRIAN HUTCHINS, ESQ. & THOMAS C. BRADLEY, ESQ.,
Prosecuting Officers

15 Pursuant to order of the Nevada Commission on Judicial Discipline (“Commission”), a public
16 hearing in the above-captioned matter has been scheduled to commence on May 17, 2021, at the hour of
17 8:00 a.m., or as soon thereafter as the matter may be heard, and will conclude on May 21, 2021, at or
18 before 5:00 p.m. The public hearing will be conducted at the State Bar of Nevada, located at 3100
19 W. Charleston Blvd., Suite 100, Las Vegas, Nevada, 89102 and simultaneously via video conference
20 with the State Bar of Nevada, 9456 Double R Blvd # B, Reno, Nevada, 89521. The panel members will
21 be split between the two locations. The Respondent, Respondents’ counsel, the Prosecuting Officers,
22 and witnesses will appear in person in Las Vegas. Pursuant to the Governor’s Emergency Directive
23 006, as extended, there will be no physical location for the public to attend this hearing; however, the
24 hearing can be viewed on YouTube. Instructions on how to access the hearing via YouTube will be
25 posted on the Commission’s website prior to the hearing. Due to the COVID-19 pandemic and the
26 uncertainty of future restrictions regarding the same, the hearing may be conducted remotely via
27 Simultaneous Audiovisual Transmission (“S.A.T.”) utilizing the ZOOM virtual platform should an in-
28 person hearing/gathering be deemed unsafe by officials.

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

4 The hearing is scheduled for five (5) calendar days. The Prosecuting Officers will present
5 evidence regarding the basis for a finding of violations for twenty (20) hours. The Prosecuting Officers
6 shall include an opening statement in their presentation.

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

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

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

23 If, after the presentation of evidence and final arguments, the Commission anticipates that it will
24 not have sufficient time to deliberate, the Commission may deliberate at a later time. The Commission
25 may allow post-hearing briefs, if necessary and requested, to be filed in this matter within five (5) days
26 of the conclusion of the hearing. A final decision will be announced thereafter in a manner and format
27 consistent with appropriate practice and the law.

28 //

1 Members of the media intending to record this public hearing must obtain consent to do so from
2 the Commission. Media requests should be directed to Gary Vause, Chair, and may be mailed to
3 the Commission at Post Office Box 48, Carson City, NV, 89702, sent via facsimile to (775) 687-3607
4 or sent by electronic mail to ncjdinfo@judicial.nv.gov. The request should contain the name and type of
5 media outlet, including address, telephone and facsimile number(s). Requests must be received by the
6 Commission no later than 3:00 p.m., April 30, 2021.

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

8 IT IS SO ORDERED.

9 DATED this 10th day of March, 2021.

10
11 STATE OF NEVADA
12 COMMISSION ON JUDICIAL DISCIPLINE

13 

14 _____
15 Gary Vause, Chairman
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify on this 10th day of March, 2021, I transmitted a copy of the foregoing FIRST
3 AMENDED ORDER SETTING PUBLIC HEARING AND NOTICE OF PANEL MEMBERS, via
4 email and by placing said document in the U.S. Mail, postage prepaid, addressed to:

5 Marc P. Cook, Esq.
6 Cook & Kelesis, Ltd.
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9 Counsel for Respondent

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14 Counsel for Respondent

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19 Prosecuting Officer

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23 Prosecuting Officer

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28 Prosecuting Officer



Valerie Carter, Commission Clerk