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March 1, 2024

NYE County Custodian of Records
Arnold Knightly, Public Information Officer
2100 E. Walt Williams Drive
Suite 100
Pahrump, NV 89048

Dear Arnold Knightly, Custodian of Records:

The following documents are being requested:

When monies were remitted from the 501C3 organization known as Fifth Judicial District Adult Drug Court to the County of NYE please provide each date and amount of remittance.

Please provide a total each month of monies paid by any party ordered to pay fines and any fees to the Drug Court from years 2006 thru 2013.

Please provide a total cost that was directed for the County of NYE to pay for expenses surrounding the Drug Court from 2006 thru 2013.

Please provide all documents to include the actual grants applied for as monies related to in any way for the Drug Court from 2006 thru present especially any grants from the Substance Abuse and Mental Health Services Administration (SAMHSA)

If there are any fees, please inform me. Please note Per NRS. 239.052(1) An agency may not charge for determining whether a record is a public record, searching for or retrieving records, staff time spent complying with a public records request, a requester's use of a personal device to photograph or copy public records, or for recouping the original cost of developing or producing the records. Under NRS. 239.052(1) costs can be requested if copies are being provided. To avoid costs pertaining to copies we will coordinate an appropriate date and time to inspect the requested documents and our people will come and make all appropriate digital copies of requested documents. For any digital document an appropriate digital storage device will be provided for staff to upload and provide copies of said documents upon request. No authorization is provided to charge or provide your digital media for storage of these documents. If it is determined there are costs associated it is reminded that these costs must comply with another NRS. Statute, provide the statutes that permit costs if payment is requested.

Note the following permits our recording the documents and our interactions within the public space of official government facilities per the U.S. Court of Appeals for the Ninth Circuit, which includes Nevada, has held that there is a First Amendment right to record matters of public interest in public places, which "includes the right to record law enforcement officers engaged in the exercise of their official

duties in public places.” *Askins v. Department of Homeland Sec.*, 899 F.3d 1035, 1044 (9th Cir. 2018); see also *Fordyce v. City of Seattle*, 55 F.3d 436 (9th Cir. 1995).

Per NRS. 239.0107, Nevada law requires public agencies to respond to public record requests no later than the end of the fifth business day after the request has been received. The response may grant the requester the right to inspect a record, obtain a copy, or provide the requester with a written notification stating why the record is not yet available and the time and date when the record will be available. Alternatively, the response may also communicate why the request was denied via written notice and indicate the specific statute supporting the denial.

If you deny any or all of this request, please cite each specific exemption you feel justifies the refusal to release the information and notify me of the appeal procedures available to me under the law.

Thank you for complying with NRS open records requirement and the 1st Amendment.

Cordially,

Anthony Greco
Investigative Journalist
Nevada Republic PMA

cc: