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BY

DEPUTY

DIANE DAVIS, JASON LEE ENOX,
JEREMY LEE IGOU, and JON WESLEY
TURNER II, on behalf of themselves and
all others similarly situated,

Plaintiffs,

vs.

STATE OF NEVADA; STEVE SISOLAK,
Governor, in his official capacity,

Defendants.

Case No. 170C02271B

Dept. No. II

**[PROPOSED] ORDER GRANTING
PLAINTIFFS' UNOPPOSED MOTION
FOR PRELIMINARY APPROVAL OF
SETTLEMENT AND APPROVAL OF
CLASS NOTICE PROGRAM**

1 The Court, after considering Plaintiffs' Unopposed Motion for Preliminary Approval of
2 Settlement and Approval of Class Notice Program, and all prior pleadings and proceedings here,
3 hereby **ORDERS**:

- 4 1. The Motion for Preliminary Approval of Class Settlement is GRANTED and the
5 Settlement Agreement is preliminarily APPROVED.
- 6 2. The Motion for Approval of Class Notice Program is GRANTED and:
 - 7 a. On September 2, 2020 or before, the Defendants shall ensure that the Notice to the
8 Class (the "Notice") is posted in the common areas of all the detention centers in
9 the Rural Counties, namely, Churchill County Detention Center, Douglas County
10 Jail, Esmeralda County Jail, Eureka County Detentions Facility, Lander County
11 Jail, Lincoln County Detention Center, Lyon County Jail, Mineral County
12 Detention Facility, Nye County Detention Center, Pershing County Jail, and White
13 Pine County Jail. The Notice shall remain posted until at least October 2, 2020.
14 For the same period of time that the Notice is posted, Defendants shall also request
15 that county officials personally deliver the Notice to individuals who are in
16 custody at the Rural County facilities and unable to access the common areas.
 - 17 b. On September 2, 2020 or before, the Defendants shall ensure that the Notice is
18 posted in at least one visible location in every location where arraignments are
19 held in each of the Rural Counties. The Notice shall remain posted until at least
20 October 2, 2020. Defendants shall ensure that complete copies of the Settlement
21 Agreement are available upon request.
 - 22 c. On September 2, 2020 or before, the Defendants shall ensure that every judge in
23 the Rural Counties is provided with copies of the Notice and is instructed to
24 distribute the Notice to every criminal defendant that appears before him or her in
25 court. The judges shall be instructed to do so until at least October 2, 2020.
 - 26 d. On September 2, 2020 or before, the Plaintiffs shall ensure that, where available,
27 print advertisements are taken out in local newspapers that distribute to the Rural
28

1 Counties, namely, the Las Vegas Review-Journal, Las Vegas Sun, Reno Gazette-
2 Journal, Elko Daily Free Press, Battle Mountain Bugle, Lahontan Valley News,
3 Nevada Legal Press, Pahrump Valley Times, the Record-Courier, and Tonopah
4 Times-Bonanza. The print advertisements shall remain posted until October 2,
5 2020.

- 6 3. Written objections to or comments on the Settlement Agreement will be considered by
7 the Court at the Fairness Hearing. All objections must be postmarked by October 22,
8 2020. Once received, comments and objections will be posted to the docket. All
9 objections or comments must be marked "Objection to Class Settlement in Davis v.
10 State of Nevada, No. 170C02271B" and sent to the Court at the address below:

11 Clerk of Court, Carson City District Court
12 885 East Musser Street, Suite 3031
13 Carson City, Nevada 89701

- 14 4. On November 23, 2020 or before, briefs relating to the Settlement Approval shall be
15 filed.
16 5. On December 14, 2020 or before, parties may file reply briefs relating to the
17 Settlement Approval.

18 ~~6. A fairness Hearing to address any objections or comments to the proposed Settlement~~
19 ~~Agreement shall be held on January 4, 2021 at 9:30 a.m. at the Carson City District~~
20 ~~Court, 885 East Musser Street, Carson City, Nevada 89701.~~ *ju*

21 **IT IS SO ORDERED.**

22
23 Dated August 13, 2020

24 *James E. Mulay*