FILED

JUL 19 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY
CHIEF DEPUTY CLERK

IN THE SUPREME COURT OF THE
STATE OF NEVADA

In the Matter of)
)
THE HONORABLE NADIN CUTTER,)
District Court Judge, Eighth Judicial District)
Court, Clark County, State of Nevada,) CASE NO. 86997
)
Respondent.)
)

CERTIFIED COPY OF STIPULATION AND ORDER OF CONSENT TO PUBLIC REPRIMAND

Pursuant to Commission Procedural Rule 29, I hereby certify that the document attached hereto is a true and correct copy of the STIPULATION AND ORDER OF CONSENT TO PUBLIC REPRIMAND filed with the Nevada Commission on Judicial Discipline on July 18, 2023.

DATED this 19th day of July, 2023.

NEVADA COMMISSION
ON JUDICIAL DISCIPLINE
P.O. Box 18123
Reno, NV 89511
(775) 687-4017

By:
PAUL C. DEYHLE
General Counsel and Executive Director
Nevada Bar No. 6954

23-23121

FILED
PUBLIC
JUL 18 2023
NEVADA COMMISSION ON JUDICIAL DISCIPLINE

BEFORE THE NEVADA COMMISSION ON JUDICIAL DISCIPLINE

IN THE MATTER OF THE HONORABLE, NADIN CUTTER, District Court Judge, Eighth Judicial District Court, Clark County, State of Nevada,

Respondent.

Case Nos.: 2022-004-P
2022-036-P

STIPULATION AND ORDER OF CONSENT TO PUBLIC REPRIMAND

In order to resolve the judicial conduct complaints pending before the Nevada Commission on Judicial Discipline (the "Commission"), the Respondent, Honorable Nadin Cutter, District Court Judge, Eighth Judicial District Court ("EJDC"), Clark County, State of Nevada ("Respondent" or "Judge Cutter"), and the Commission stipulate to the following pursuant to Commission Procedural Rule ("CPR") 29:

1. Respondent admits that she violated Canon 1 of the Revised Nevada Code of Judicial Conduct ("Code"), Rule 1.1, requiring the Respondent to comply with the law, including the Code itself; Rule 1.2, requiring Respondent to act at all times in a manner that promotes public confidence in the judiciary; and Canon 2 of the Code, Rule 2.5(A) requiring Respondent to perform judicial and administrative duties competently and diligently, in her capacity as a District Court Judge in and for the EJDC, in Clark County, State of Nevada, by knowingly or unknowingly engaging in an act, a combination of acts, or all of the following acts, which occurred during the circumstances stated below:

A. Case Nos. 2022-004-P and 2022-036-P both concern the matter of *Garcia v. Garcia*, EJDC Case No. D-19-600454-D (a divorce action involving child custody), during the period spanning January, 2021, through June, 2022. *Garcia* was initiated on or about December 4, 2019, and was reassigned to Respondent shortly after she was elected and sworn in to EJDC Department T on or about January 4, 2021. Respondent presided over a bench trial in the action commencing on March 17, 2021, and took the matter under submission. Subsequently, the parties inquired at least thirty-one (31) times, which were documented by

Respondent's Judicial Executive Assistant and Judicial Law Clerk and conveyed to Respondent, regarding the status of issuing a divorce decree. On or about February 4, 2022, the defendant in *Garcia* filed with the Court a "Motion to Resolve Issues . . ." ("Motion"). Respondent conducted a hearing regarding the Motion on or about March 30, 2022, and ultimately entered a Findings of Fact, Conclusions of Law and Decree of Divorce ("Decree") on April 15, 2022. Respondent took further actions in *Garcia* through June, 2022.

B. During the timeframe identified directly above, Respondent (a) took the matter under consideration after the trial; and (b) delayed issuing the Decree until April 15, 2022, nearly thirteen (13) months after the trial and only after the defendant in *Garcia* filed the Motion.

2. Respondent admits to all the allegations brought against her in paragraphs (1)(A) through (B) as set forth above.

3. Respondent agrees to waive her right to present her case and to contest the allegations in the information set forth above in a formal hearing pursuant to CPR 18. Respondent also agrees that this Stipulation and Order of Consent to Public Reprimand ("Order") takes effect immediately, pursuant to CPR 29. The Commission accepts Respondent's waiver of said right and acknowledges and agrees to the immediate effect of this Order. Respondent further agrees to appear before the Commission in a public proceeding, if required by the Commission, to discuss this Order in more detail and to answer any questions from the Commissioners related to this case.

4. Respondent agrees and acknowledges that this Order will be published on the Commission's website and filed with the Clerk of the Nevada Supreme Court.

5. Respondent and the Commission hereby stipulate to Respondent's consent to a public reprimand pursuant to CPR 29. Respondent stipulates to the following substantive provisions:

A. She agrees the evidence available to the Commission would establish by clear and convincing proof that she violated the Code, including Canon 1, Rule 1.1 and Rule 1.2, and Canon 2, Rule 2.5(A).

///

///

B. She further agrees that her actions and inactions as described above constitute aggravating factors for purposes of imposition of discipline in this matter, and merit the specific discipline stipulated to herein.

C. She agrees the discipline of a public reprimand is justified and authorized by Article 6, Section 21(1) of the Nevada Constitution; NRS 1.428; NRS 1.4653; NRS 1.4677(1)(a); NRS 1.4694; and CPR 29.

D. She stipulates to a public reprimand for violations of the Judicial Canons and Rules as set forth above in paragraph (1).

E. She agrees to complete, at Respondent's own expense, a judicial education course/seminar on the topic of caseflow, workflow or time management, or such similar course/seminar as may be available with the approval of the Commission's Executive Director within six (6) months of the filing date of this Order.

6. Respondent understands and agrees that, by accepting the terms of this Order, she waives her right to appeal to the Nevada Supreme Court, pursuant to Rule 3D of the Nevada Rules of Appellate Procedure. Respondent also waives all other forms of extraordinary relief for purposes of challenging this Order.

ORDER

IT IS HEREBY ORDERED that Respondent is hereby publicly reprimanded for violating the Code, Canon 1, Rule 1.1 and Rule 1.2, and Canon 2, Rule 2.5(A).

IT IS FURTHER ORDERED that Respondent shall complete, at her own expense, a judicial education course/seminar on the topic of caseflow, workflow or time management, or such similar course/seminar as may be available with the approval of the Commission's Executive Director within six (6) months of the filing date of this Order.

///

///

///

///

///

IT IS FURTHER ORDERED that the Executive Director of the Commission take the necessary steps to file this document in the appropriate records and on the website of the Commission and with the Clerk of the Nevada Supreme Court.

DATED: July 6, 2023.

NADIN CUTTER, Judge
Respondent

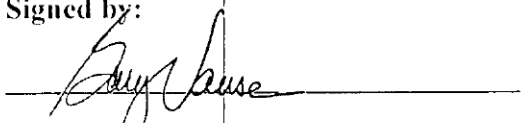
DATED: July 7, 2023,

THOMAS J. DONALDSON, Esq.
Prosecuting Officer for the Nevada
Commission on Judicial Discipline

NEVADA COMMISSION ON JUDICIAL DISCIPLINE

The Commissioners listed below accept the terms of this Stipulation and Order of Consent to Public Reprimand. They further authorize the Chairman, if requested, to sign on behalf of the Commission, as a whole, this document containing the Stipulation and Order of Consent to Public Reprimand.

Signed by:



GARY VAUSE, CHAIRMAN

STEFANIE HUMPHREY, VICE-CHAIR

KARL ARMSTRONG

HON. THOMAS GREGORY

PATRICIA HALSTEAD

HON. DAVID HARDY

JOHN KRMPOTIC

Dated:

July 18, 2023

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Nevada Commission on Judicial Discipline and that on the 19th day of July, 2023, I served a copy of the CERTIFIED COPY OF STIPULATION AND ORDER OF CONSENT TO PUBLIC REPRIMAND by email and U.S. Mail, addressed to the following:

HON. NADIN CUTTER
EIGHTH JUDICIAL DISTRICT COURT, DEPT. T
200 LEWIS AVE.
LAS VEGAS, NV 89155-2311
cuttern@clarkcountycourts.us
Respondent

THOMAS J. DONALDSON
DYER LAWRENCE
2805 MOUNTAIN STREET
CARSON CITY,NV 89703
TDonaldson@dyerlawrence.com
Prosecuting Officer

By: _____
Nancy Schreihans, Commission Clerk