

NAC 288.279 Subpoenas. ([NRS 288.110](#), [288.120](#))

1. The Chair, or the Vice Chair in the absence of the Chair, may issue a subpoena on behalf of the Board pursuant to [NRS 288.120](#) upon the request of a party to the case or a person who has a pending motion to intervene.

2. If a request for a subpoena is made less than 7 days before the date of the hearing, the person requesting the subpoena must show good cause for the delay in the request.

3. Subpoenas will not be issued in blank form.

4. [Except for a subpoena duces tecum issued pursuant to subsection 6 below, s](#)ubpoenas will not be issued unless a date for the hearing has been set. [For a subpoena duces tecum, the Chair will determine the date for production of the documents.](#)

5. In his or her discretion, the Chair, or the Vice Chair in the absence of the Chair, may deny a request for a subpoena on behalf of the Board if the request commands the production of frivolous, irrelevant, burdensome or privileged material, or other material made confidential by statute.

6. [Any request for a subpoena duces tecum must be submitted no later than the submission of a party's original prehearing statement. If the subpoena is to be issued to a government employer, then the request must be accompanied by documents showing the requestor first attempted to obtain the records pursuant to the Public Records Act, along with the response from the government employer to that request or else an affidavit that no response was received.](#)

7. [Any motion to quash all or part of a subpoena duces tecum shall be filed no later than 7 days after service of the subpoena and shall be accompanied by an affidavit showing that an attempt was first made to meet and confer to resolve issues related to the subpoena. Any opposition shall be filed within 7 days of the motion. No reply to an opposition will be allowed. The matter shall be scheduled for the next available Board meeting for oral argument on the motion to quash and so that the motion to quash can be resolved prior to the scheduled date of the hearing on the matter.](#)