



CLARK COUNTY
OFFICE OF THE DISTRICT ATTORNEY
Administration Division

STEVEN B. WOLFSON
District Attorney

200 Lewis Avenue • Las Vegas, NV 89101 • 702-671-2500 • Fax: 702-455-2294 • TTY and/or other relay services: 711

CHRISTOPHER LALLI
Assistant District Attorney

ROBERT DASKAS
Assistant District Attorney

BRIGID J. DUFFY
Assistant District Attorney

KAREN S. CLIFFE
Assistant District Attorney

LISA LOGSDON
County Counsel

NEWS RELEASE

Contact: **Monica Gutierrez**
Clark County District Attorney's Office

Phone: (702) 671-2500
Fax: (702) 868-2415
E-mail: Media@ClarkCountyDA.com

For Immediate Release

DATE: July 25, 2024

PETITION TO DECLARE VACANT THE OFFICE OF DISTRICT B TRUSTEE OF THE CLARK COUNTY BOARD OF SCHOOL TRUSTEES

Today, the Clark County District Attorney's Office filed a petition to declare vacant the office of District B Trustee of the Clark County Board of School Trustees. This petition seeks from the court a declaration that Trustee Katie Williams ceases to be an actual resident of District B here in Clark County, Nevada. Please see attached a copy of said petition.

After a thorough and exhaustive investigation by the Las Vegas Metropolitan Police Department, Clark County District Attorney Steve Wolfson concluded that Trustee Williams is no longer a resident of District B and therefore seeks a court order declaring that Trustee Williams is no longer a resident. Any questions please reach out to Linda Mason @ Linda.Mason@clarkcountyanv.gov and/or Sommer Kariange @ Sommer.Kariange@clarkcountyanv.gov or via telephone at (702) 671-2700.



1 **PET**
2 STEVEN B. WOLFSON
3 District Attorney
4 **CIVIL DIVISION**
5 State Bar No. 001565
6 By: **LISA V. LOGSDON**
7 County Counsel
8 State Bar No. 011409
9 500 South Grand Central Pkwy.
10 Las Vegas, Nevada 89155-2215
11 (702) 455-4761
12 Fax (702) 382-5178
13 E-Mail: Lisa.Logsdon@ClarkCountyDANV.gov
14 Attorneys for Petitioner
15 *Steven B. Wolfson, District Attorney*

CASE NO: A-24-901545-P
Department 19

DISTRICT COURT

CLARK COUNTY, NEVADA

11 STEVEN B. WOLFSON, District Attorney,)
12 Petitioner,)
13 vs.)
14 KATIE WILLIAMS, Trustee, Clark County)
15 School District Board Trustee, District B)
16 Respondent.)

Case No:

Dept No:

PETITION TO DECLARE VACANT THE OFFICE OF DISTRICT B TRUSTEE OF THE CLARK COUNTY BOARD OF SCHOOL TRUSTEES

18 COMES NOW CLARK COUNTY, by STEVEN B. WOLFSON, Clark County District
19 Attorney, through LISA V. LOGSDON, County Counsel, hereby submits this petition
20 pursuant to NRS §283.040, requesting this Court to issue a judgment and decree declaring the
21 Office of District B Trustee of the Clark County School District Board of Trustees vacant. In
22 support thereof, Petitioner alleges the following:

GENERAL ALLEGATIONS

- 24 1. That Petitioner is the elected Clark County District Attorney.
- 25 2. That upon the happening of any event described in subsection 1 of NRS 283.040,
26 if the incumbent fails or refuses to relinquish the incumbent's office, the District Attorney, if
27 the office is a county office or concerns territory within one county, shall commence and

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1 prosecute, in a court of competent jurisdiction, any proceeding for judgment and decree
2 declaring the office vacant.

3 3. The Office of Clark County School District Board (“CCSD”) Trustee District B
4 is located within Clark County; therefore, this action is properly within the jurisdiction of the
5 Eighth Judicial District Court.

6 4. CCSD is divided into seven districts (A-G), each of which is represented by an
7 elected trustee.

8 5. NRS 386.165(4) requires that each trustee of a school district must reside in the
9 election district which the trustee represents and be elected by the voters of that election
10 district.

11 6. On March 3, 2020, Ms. Williams filed a Declaration of Candidacy for Trustee,
12 Clark County School District B attesting that she was a resident of District B.

13 7. On November 3, 2020, Ms. Williams won an election for Trustee, Clark County
14 School District B.

15 8. On January 4, 2021, the Respondent, Ms. Williams was sworn in as the Clark
16 County School District Trustee for District B.

17 9. The Respondent’s term as CCSD Trustee of District B will expire on December
18 31, 2024, and the Respondent has not sought re-election.

19 **EVENTS CAUSING VACANCY**

20 **A. CEASING TO BE AN ACTUAL RESIDENT OF THE STATE OF**
21 **NEVADA AND CEASING TO BE AN ACTUAL RESIDENT OF**
22 **DISTRICT B OF THE CLARK COUNTY SCHOOL DISTRICT.**

23 10. Petitioner incorporates by reference paragraphs 1 through 9 above as though
24 fully set forth herein.

25 11. In pertinent part, NRS §283.040(1)(f) states that every office becomes vacant
26 upon the occurring of any of the following events before the expiration of the term: (e) [e]xcept
27 as otherwise provided in NRS 266.400, the ceasing of the incumbent to be an actual, as
28 opposed to constructive, resident of the State, district, county, city, ward or other unit
prescribed by law in which the duties of the incumbent’s office are to be exercised, or from

1 which the incumbent was elected or appointed, or in which the incumbent was required to
2 reside to be a candidate for office or appointed office.

3 12. For the purpose of determining actual residency for elected officials under
4 Nevada law, it is the public policy of this State to avoid sham residences and to ensure that the
5 person actually, as opposed to constructively, resides in the area prescribed by law for the
6 office so the person has an actual connection with the constituents who reside in the area and
7 has particular knowledge of their concerns. NRS 281.050(7)(a).

8 13. While a person may have more than one residence, a person can only have one
9 legal domicile. NRS 281.050(7)(b).

10 14. A person's legal domicile requires both the fact of actual living in the place and
11 the intention to remain there as a permanent residence. Id.

12 15. Once a person's legal domicile is fixed, a person shall be moved if: (a) the person
13 has acted affirmatively and has actually removed himself or herself from the place of
14 permanent habitation where the person actually resided and was legally domiciled; (b) the
15 person has an intention to abandon the place of permanent habitation where the person actually
16 resided and was legally domiciled; and (c) the person has an intention to remain in another
17 place of permanent habitation where the person actually resides and is legally domiciled.

18 16. In determining a person's legal domicile, NRS 281.050(7)(c) provides an
19 illustrative list, but not an exhaustive or exclusive list of evidence, which includes in part: (i)
20 the place where the person lives with the person's children; (ii) the place where the person
21 lives with any individual whose relationship with the person is substantially similar to a
22 relationship with a spouse, domestic partner, child, dependent or relative; (iii) the place listed
23 on any registration for a motor vehicle issued to the person by the Department of Motor
24 Vehicles or other type of registration; (iv) the place listed as the person's residential address
25 on the person's paycheck, paystub or employment records; or (v) the place where the person
26 receives mail or deliveries from the United States Postal Service or commercial carriers.

27 17. Subsection 2 of NRS 283.040 states that, upon the happening of any event
28 described in subsection 1 of NRS 283.040, (such as an incumbent ceasing to be an actual

1 resident) if the incumbent fails or refuses to relinquish the incumbent's office, the District
2 Attorney, if the office is a county office or concerns territory within one county shall
3 commence and prosecute, in a court of competent jurisdiction, any proceeding for judgment
4 and decree declaring the office vacant.

5 18. Based upon information received, the Petitioner believes that Respondent
6 Williams has been living in the State of Nebraska, intends to remain in Nebraska and that her
7 actions show she intended to abandon her residence in Nevada.

8 19. On September 4, 2024, the Petitioner sent Respondent Williams a letter
9 inquiring whether Respondent Williams intended to relinquish her office due to the
10 Petitioner's belief that Respondent Williams had ceased to be an actual resident of the State
11 of Nevada or an actual resident of District B.

12 20. As of the date of this filing, Respondent Williams has not relinquished her office
13 as CCSD Trustee of District B, therefore, Petitioner shall commence and prosecute in a court
14 of competent jurisdiction, any proceedings for judgment and decree declaring such office
15 vacant, wherefore, Petitioner brings this petition to declare vacant the Office of School Board
16 Trustee, District B.

17 21. Petitioner requests that the Court conduct an evidentiary hearing to review
18 evidence of whether Respondent Williams has ceased to be an actual resident of the State of
19 Nevada and ceased to be an actual resident of District B.

20 22. If the Court finds that Respondent Williams has ceased to be an actual resident
21 of the State of Nevada or District B, the Court shall declare vacant the Office of School Board
22 Trustee, District B.

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PRAYER FOR RELIEF

23. **WHEREFORE**, Petitioner prays that this Court:

- a. For a judgment and decree declaring that the Respondent has ceased to be an actual resident of the State of Nevada and has ceased to be an actual resident of District B, therefore, causing the Office of Clark County School Board Trustee, District B to be declared vacant; and,
- b. For such other relief as this Court deems just and proper.

DATED this 11th day of September, 2024.

STEVEN B. WOLFSON
DISTRICT ATTORNEY

By: /s/ Lisa V. Logsdon

LISA V. LOGSDON
County Counsel
State Bar No. 011409
500 South Grand Central Pkwy. 5th Flr.
Las Vegas, Nevada 89155-2215
Attorney for Petitioner
Steven B. Wolfson, District Attorney