

FIRST JUDICIAL DISTRICT COURT OF NEVADA RECEIVED
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AMERICAN CIVIL LIBERTIES UNION OF
NEVADA,

Petitioner,

vs.

THE STATE OF NEVADA, DEPARTMENT OF
MOTOR VEHICLES, a governmental entity,

Respondent.

Case No.: 25 EW 00026 IB
CLERK

Department: II
T. T. T.

APPENDIX FOR PETITION FOR WRIT OF MANDAMUS
VOLUME I OF IV

AMERICAN CIVIL LIBERTIES
UNION OF NEVADA
SADMIRA RAMIC, ESQ.
Nevada State Bar No. 15984
CHRISTOPHER M. PETERSON, ESQ.
Nevada State Bar No. 13932
4362 W. Cheyenne Ave.
North Las Vegas, NV 89032
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peterson@aclunv.org

Attorneys for Petitioner

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DATED this 15th day of August 2025

EXHIBIT 1

Date: 2/3/2025

To: Nevada Department of Motor Vehicles
Submitted via online portal on 2/3/2025

Re: Public records request – Information Sharing Policy

To whom it may concern:

This letter serves as a request under the Nevada Public Records Act, NRS § 239 *et seq*, by the American Civil Liberties Union of Nevada (ACLUNV) for public records held by the Nevada Department of Motor Vehicles and its associated subdivisions as detailed below.

A. The Requester

The ACLUNV is a statewide affiliate of the American Civil Liberties Union, a national organization whose work protects the civil liberties and civil rights of all people. Our mission includes safeguarding the basic constitutional rights to due process, equal protection, and the civil rights of marginalized communities including individuals in the criminal legal system. One of the ACLUNV's main functions is disseminating information to the public about issues of concern to the ACLUNV and its members.

B. Request

The ACLUNV requests, in electronic format where available and pursuant to NRS 239.010(3-5):

1. Copies of any departmental policies and/or procedures relating to sharing information about an individual's immigration status with federal or state agencies.

C. Waiver of Fees

The ACLUNV requests a waiver of any and all fees associated with this request.

In relation to both federal and state public records requests, fees are generally waived for nonprofit organizations seeking copies of materials without commercial interest and for the purpose of contributing to public understanding and education. See *Friends of the Coast Fork v. U.S. Dep't of the Interior*, 110 F.3d 53 (9th Cir. 1997); *Friends of Oceano Dunes, Inc. v. Salazar*, No. C-11-1476 EMC, 2011 WL 6748575 (N.D. Cal. Dec. 22, 2011);



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The updated Public Records Act imposes a duty on governmental entities to "make a reasonable effort to assist the requester to focus the request in such a manner as to maximize the likelihood the requestor will be able to [access] the public book or record as expeditiously as possible." NRS 239.1007(1)(c)(2). Please contact the ACLUNV within the five (5) day statutory time frame if, for some reason, this request requires clarification.

Please forward copies of documents as they are identified, even if production is not fully complete. We appreciate your assistance with this request. You may contact me directly at ramic@aclunv.org.

Best,

Sadmira Ramic
Staff Attorney
American Civil Liberties Union of Nevada



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EXHIBIT 2

✉ On 2/3/2025 10:10:06 AM, NV DMV Records Division wrote:



Dear Danielle Bennett:

We have received your Public Record's Request with the Nevada Department of Motor Vehicles and given the reference number R001750-020325 for tracking purposes. We are now in the process of reviewing your request for:

Records Requested: Please see attached for request.

We will respond within five (5) business days. If you have any questions or concerns please feel free to reply to any email you receive or contact us at 775-684-4590.

Thank you,

Record Section

Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



 On 2/3/2025 10:10:04 AM, Danielle Bennett wrote:

Request Created on Public Portal

EXHIBIT 3

R001750-020325 - Public Records Request

Message History (3)

✉ On 2/4/2025 12:12:08 PM, NV DMV Records Division wrote:

Subject: [Records Center] Public Records Request :: R001750-020325

Body:

Good morning,

Please review NRS481.063 that is what Governs the Records department and releasing information. If you review number 11, those are the guidelines for release immigration information. I do also have a screenshot to view.

11. The Director shall not release any personal information from a file or record relating to a license, identification purpose relating to the enforcement of immigration laws unless the requester submits a written release from the order, subpoena or warrant issued by a court of competent jurisdiction. If the Director releases personal information beyond what is specifically required to comply with the order, subpoena or warrant.

Thank you!

EXHIBIT 4

Date: 2/11/2025

To: Nevada Department of Motor Vehicles
Submitted via online portal on 2/11/2025

Re: Public records request – Policies related to NRS 481.063

To whom it may concern:



This letter serves as a request under the Nevada Public Records Act, NRS § 239 *et seq*, by the American Civil Liberties Union of Nevada (ACLUNV) for public records held by the Nevada Department of Motor Vehicles and its associated subdivisions as detailed below.

A. The Requester

The ACLUNV is a statewide affiliate of the American Civil Liberties Union, a national organization whose work protects the civil liberties and civil rights of all people. Our mission includes safeguarding the basic constitutional rights to due process, equal protection, and the civil rights of marginalized communities including individuals in the criminal legal system. One of the ACLUNV's main functions is disseminating information to the public about issues of concern to the ACLUNV and its members.

B. Request

The ACLUNV requests, in electronic format where available and pursuant to NRS 239.010(3-5):

1. Any memoranda, policies, trainings, or guidelines currently in effect related to NRS 481.063 and immigration-related information sharing;
2. Any memoranda, policies, trainings, or guidelines currently in effect related to cancellation of driver's licenses due to a license holder's immigration status;
3. Any memoranda, policies, trainings, or guidelines currently in effect related to collaborating with Immigration and Customs Enforcement (ICE) officers;
4. Any communications with ICE between January 1, 2024 to present relating to an individual's immigration status. For help narrowing down the request, please utilize the following key words in your search:

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“ICE,” “ERO,” “DHS,” “Deportation Officer,” “illegal aliens,” “privilege card,” “immigration status,” “Driver Authorization Card,” “DAC,” “deport,” “illegally present,” “illegally in the United States,” “removal order,” “immigration judge.”

5. Any communications with ICE between January 1, 2024 to present relating to verifying information against a file or record including, but not limited to, current and previous address of an individual, names of family members, and license plate numbers.



C. Waiver of Fees

The ACLUNV requests a waiver of any and all fees associated with this request.

In relation to both federal and state public records requests, fees are generally waived for nonprofit organizations seeking copies of materials without commercial interest and for the purpose of contributing to public understanding and education. See *Friends of the Coast Fork v. U.S. Dep't of the Interior*, 110 F.3d 53 (9th Cir. 1997); *Friends of Oceano Dunes, Inc. v. Salazar*, No. C-11-1476 EMC, 2011 WL 6748575 (N.D. Cal. Dec. 22, 2011); *North Cnty. Parents Org. for Children with Special Needs v. Dep't of Educ.*, 23 Cal. App. 4th 144 (Cal. Ct. App. 1994).

Here, the documents requested benefit the public's knowledge and are not sought for commercial interest. As a nonprofit 501(c)(3) and 501(c)(4) organization, the ACLUNV is well situated to disseminate information it gains from this request to the general public as well as to other targeted communities. Dissemination of information to the public is a critical and substantial component of ACLUNV's mission and work.

D. Fulfillment of Request

The State of Nevada mandates that all state agency records are public unless declared confidential by law. NRS § 239.010. Recent changes to the Public Records Act reaffirm the state's commitment to transparency and maximizing the public's right of access to agency records. NRS § 239.001.

As of October 1, 2019, Nevada law imposes additional duties on governmental entities to fulfill requests. If a governmental entity willfully fails to comply with any provision of NRS § 239 *et seq*, it is subject to up to \$10,000 in civil penalties "in addition to any other rights or remedies that may exist in law or in equity." NRS § 239.340.

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If all or any part of this request is denied, Nevada law requires that you provide the ACLUNV a written statement of the grounds for the denial, citing the law or regulations under which you believe you may deny access for each document. NRS 239.0107. Furthermore, if you determine that some portions of the requested records are exempt from disclosure, we expect that you provide us with any reasonable severable portion of the records sought.

Please be advised that if any refusal to disclose is based on confidentiality, then "[t]he public official or agency bears the burden of establishing the existence of privilege based upon confidentiality. It is settled that privileges, whether creatures of statute or the common law, should be interpreted and applied narrowly." *D.R Partners v. Board of County Com'rs of Clark County*, 116 Nev. 616, 622 (2000).

Pursuant to state law, we request copies and/or access to these public records be forwarded to the ACLUNV within five (5) business days of this letter, by February 18, 2025. NRS 239.0107(1). If you are unable to make the records available by this date, you are statutorily required to state that fact in writing explaining why the book or record is unavailable and a date and time when the record will be available. NRS 239.1007(1)(c)(1).

The updated Public Records Act imposes a duty on governmental entities to "make a reasonable effort to assist the requester to focus the request in such a manner as to maximize the likelihood the requestor will be able to [access] the public book or record as expeditiously as possible." NRS 239.1007(1)(c)(2). Please contact the ACLUNV within the five (5) day statutory time frame if, for some reason, this request requires clarification.

Please forward copies of documents as they are identified, even if production is not fully complete. We appreciate your assistance with this request. You may contact me directly at ramic@aclunv.org.

Best,

Sadmira Ramic
Senior Staff Attorney
American Civil Liberties Union of Nevada



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EXHIBIT 5

Subject: Public Records Request :: R001770-021125
Date: Tuesday, February 11, 2025 at 9:33:38 AM Pacific Standard Time
From: NV DMV Records Division
To: Danielle Bennett

This Message Is From an External Sender

This message came from outside your organization.

Dear Danielle Bennett:

We have received your Public Record's Request with the Nevada Department of Motor Vehicles and given the reference number R001770-021125 for tracking purposes. We are now in the process of reviewing your request for:

Records Requested: Please see attached.

We will respond within five (5) business days. If you have any questions or concerns please feel free to reply to any email you receive or contact us at 775-684-4590.

Thank you,
Record Section
Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



Monday, May 12, 2025 at 12:36:15 PM Pacific Daylight Time

Subject: [Records Center] Public Records Request :: R001770-021125

Date: Wednesday, February 19, 2025 at 1:26:10 PM Pacific Standard Time

From: NV DMV Records Division

To: Danielle Bennett

This Message Is From an External Sender

This message came from outside your organization.

--- Please respond above this line ---



Good afternoon Danielle,

Please review [R001750-020325](#), your request has been completed and closed.

Thank you.

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 7

1 **DECL**
2 SADMIRA RAMIC, ESQ. (15984)
3 CHRISTOPHER M. PETERSON, ESQ. (13932)
4 **AMERICAN CIVIL LIBERTIES**
5 **UNION OF NEVADA**
6 4362 W. Cheyenne Ave.
7 North Las Vegas, NV 89032
8 Telephone: (702) 366-1226
9 Facsimile: (702) 830-9205
10 Emails: ramic@aclunv.org
11 peterson@aclunv.org
12 *Attorneys for Petitioner*

13 **FIRST JUDICIAL DISTRICT COURT**

14 **CARSON CITY, NEVADA**

15 AMERICAN CIVIL LIBERTIES UNION OF
16 NEVADA,

17 Petitioner,

18 vs.

19 NEVADA DEPARTMENT OF MOTOR
20 VEHICLES,

21 Respondent.

Case No.:

Department:

**DECLARATION OF
DANIELLE BENNETT**

22 I, DANIELLE BENNETT, under penalty of perjury under the laws of the State of Nevada
23 declare the following:

- 24 1. I am over eighteen and of sound mind.
- 25 2. I have personal knowledge of the facts set forth in this declaration.
- 26 3. I make this declaration in support of the above-reference action.
- 27 4. I am employed as an extern with the American Civil Liberties Union of Nevada (ACLU of Nevada).

- 1 5. On February 19, 2025, I received an email from the Nevada Department of Motor Vehicles
2 (DMV).
- 3 6. Attachment A is a true and correct copy of the email I received from the DMV on February
4 19, 2025.
- 5 7. In that email, the DMV informed me that the public records request submitted by the ACLU
6 of Nevada on February 11, 2025, had been completed and closed.
- 7 8. In that email, the DMV also directed me to refer to a previous public records request
8 submitted by the ACLU of Nevada on February 3, 2025.
- 9 9. On February 20, 2025, I called the DMV at 775-684-4590, which is the phone number for
10 the Records Section.
- 11 10. A DMV representative answered the telephone call.
- 12 11. During the telephone call, I informed the DMV representative that no documents have been
13 produced in response to the records request submitted by the ACLU of Nevada on February
14 11, 2025, and asked why it had been completed and closed.
- 15 12. The DMV representative on the phone stated that they do not have any documents to turn
16 over.
- 17 13. In response, I clarified whether the DMV follows NRS 481.063(11).
- 18 14. The DMV representative confirmed that the DMV does follow NRS 481.063(11).
- 19 15. I asked whether they had records documenting or discussing the DMV's procedures related
20 to NRS 481.063(11).
- 21 16. The DMV representative stated that there are no policies and that "employees just know to
22 follow the statute."
- 23 17. The DMV representative could not answer how employees know to follow the statute.
24
25
26
27

1 18. I explained to the DMV representative that the public records request submitted on
2 February 11, 2025, seeks additional information and the screenshot of NRS 481.063(11)
3 previously submitted as a response to a public records request submitted by the ACLU of
4 Nevada on February 3, 2025, is not responsive to this request.

5 19. The DMV representative agreed to reopen the request.

6 20. On February 28, 2025, I received an email from the DMV.

7 21. Attachment B is a true and correct copy of the email I received from the DMV on February
8 28, 2025.

9 22. The email did not contain any responsive documents to the public records request
10 submitted on February 11, 2025.

11 23. On March 3, 2025, I called the DMV at 775-684-4590, which is the phone number for the
12 Records Section.

13 24. A DMV representative answered the telephone call.

14 25. During the telephone call, I informed the DMV representative that the February 28 email
15 was not responsive to the records request submitted by the ACLU of Nevada on February
16 11, 2025.

17 26. I talked through each item in the ACLU of Nevada's February 11 request with the DMV
18 representative.

19 27. I requested that I receive a copy of her explanations for withholding the documents in
20 writing.

21 28. That same day, I received an email from the DMV.

22 29. Attachment C is a true and correct copy of the email I received from the DMV on March
23 3, 2025.
24
25
26
27

1 30. In that email, the DMV representative provided a written record of our phone conversation,
2 and among other things, stated that there are no memoranda, policies, training, or
3 guidelines related to how the DMV collaborates with ICE because they do not work with
4 ICE.

5 31. In that email, among other things, the DMV also stated that when they receive immigration
6 documents from an individual who wants to apply for a license, they send them to
7 immigration and the federal government tells them whether to issue the license or not.
8

9 32. On March 10, 2025, I responded to the March 3 correspondence from the DMV via email
10 seeking to clarify the statements made by the DMV.

11 33. Attachment D is a true and correct copy of the email I sent to the DMV on March 10, 2025.

12 34. The DMV never responded to the March 10 email.

13 35. On April 3, 2025, I called the DMV at 775-684-4590, which is the phone number for the
14 Records Section.
15

16 36. The call was not answered.

17 37. I left a voicemail requesting a response to the questions in the March 10 email and
18 clarification on what additional information the DMV needed for a separate public records
19 request the ACLU of Nevada submitted on March 10, 2025.

20 38. I never received a call from the DMV.
21

22 ***I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is***
23 ***true and correct.***

24 Executed on: May 16, 2025

25 /s/ Danielle Bennett
26 _____
27 Danielle Bennett

EXHIBIT 7A

Monday, May 12, 2025 at 12:36:15 PM Pacific Daylight Time

Subject: [Records Center] Public Records Request :: R001770-021125

Date: Wednesday, February 19, 2025 at 1:26:10 PM Pacific Standard Time

From: NV DMV Records Division

To: Danielle Bennett

This Message Is From an External Sender

This message came from outside your organization.

--- Please respond above this line ---



Good afternoon Danielle,

Please review [R001750-020325](#), your request has been completed and closed.

Thank you.

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 7B

Monday, May 12, 2025 at 12:40:23 PM Pacific Daylight Time

Subject: [Records Center] Public Records Request :: R001770-021125
Date: Friday, February 28, 2025 at 2:50:10 PM Pacific Standard Time
From: NV DMV Records Division
To: Danielle Bennett

This Message Is From an External Sender

This message came from outside your organization.

--- Please respond above this line ---



Good afternoon,

Please review below.

- The Nevada DMV is prohibited from releasing any information related to immigration, nationality or citizenship to any person or to any federal, state or local government entity for any purposes related to immigration enforcement per NRS 481.063.
- The Nevada DMV does not share Driver Authorization Card information with the United States Citizenship and Immigration Services (USCIS) or Immigration and Customs Enforcement (ICE).
- The Nevada DMV does not have access to information related to criminal history or outstanding immigration issues.
- It is the responsibility of the DMV to guard against fraud and protect the driving public through licensing and intervention practices while ensuring privacy protection of DMV records.

Thank you

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 7C

Danielle Bennett

From: NV DMV Records Division <dmvrv@govqa.us>
Sent: Monday, March 3, 2025 2:35 PM
To: Danielle Bennett
Subject: [Records Center] Public Records Request :: R001770-021125

This Message Is From an External Sender

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--- Please respond above this line ---



Good afternoon Danielle,

Thank you speaking with me this morning, I will readdress our conversation and some of my findings below.

1. There are no record of memoranda, policies, trainings or guidelines in effect for NRS 481.063. We only use the statue when it comes to a request that comes through the department.
2. There are no records of memoranda, policies, trainings or guidelines related to cancelling a driver license due to a license holders immigration status. The reason there is no policies is because we do not determine, change or adjust an immigration status. We will receive the immigration document from the individuals that want to apply for a license, and we will send the documents to immigration. The federal government is who tells the department if they are allowed a license or not. DMV does not have any involvement with the status of a driver license immigration status.
3. There are no records of memoranda, policies, trainings or guidelines in effect related to collaboration with immigration and customers enforcement (ICE) officers. The reason there are no policies is because we do not work with ICE.

4. Any communication with ICE between Jan. 1st, 2024 to current is under review. The only emails we have are pertaining to an ongoing case with our department. We cannot release any information if a case is ongoing and has not been completed. Once the case has been completed the communication is going to our District Attorney General for review, please be aware that this information may not be able to be released, at this time it is undetermined, until we hear further notice.

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 7D

← On 3/10/2025 11:27:02 AM, Danielle Bennett wrote:

TO: "NV DMV Records Division"[dmvnm@govqa.us]

Hello,

Thank you so much for providing updated responses. I have a couple follow up questions.

For number 2, is it possible to get some more information on your process? You mentioned that you receive immigration documents from applicants and send them to immigration. What documents do you send to the federal government and what information is sent with the documents?

For number 4, per NRS 239.0107(c)(1), is it possible to get an estimated date on which you expect to complete your review and share and releasable records?

Thanks for your help,

Danielle Bennett (She/Her)
Social Work Practicum Student
ACLU of Nevada
4362 W Cheyenne Ave., North Las Vegas, NV 89032
www.aclunv.org|[Facebook](#)|[Twitter](#)

CONFIDENTIALITY NOTICE: This e-mail message including attachments, if any, is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and destroy all copies of the original message. If you are the intended recipient but do not wish to receive communications through this medium, please so advise the sender immediately.

From: NV DMV Records Division

Sent: Monday, March 3, 2025 2:35 PM

To: Danielle Bennett

Subject: [Records Center] Public Records Request :: R001770-021125

EXHIBIT 8

Subject: [Records Center] Public Records Request :: R001770-021125
Date: Friday, February 28, 2025 at 2:50:10 PM Pacific Standard Time
From: NV DMV Records Division
To: Danielle Bennett

This Message Is From an External Sender

This message came from outside your organization.

--- Please respond above this line ---



Good afternoon,

Please review below.

- The Nevada DMV is prohibited from releasing any information related to immigration, nationality or citizenship to any person or to any federal, state or local government entity for any purposes related to immigration enforcement per NRS 481.063.
- The Nevada DMV does not share Driver Authorization Card information with the United States Citizenship and Immigration Services (USCIS) or Immigration and Customs Enforcement (ICE).
- The Nevada DMV does not have access to information related to criminal history or outstanding immigration issues.
- It is the responsibility of the DMV to guard against fraud and protect the driving public through licensing and intervention practices while ensuring privacy protection of DMV records.

Thank you

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 9

Danielle Bennett

From: NV DMV Records Division <dmvrv@govqa.us>
Sent: Monday, March 3, 2025 2:35 PM
To: Danielle Bennett
Subject: [Records Center] Public Records Request :: R001770-021125

This Message Is From an External Sender

This message came from outside your organization.

--- Please respond above this line ---



Good afternoon Danielle,

Thank you speaking with me this morning, I will readdress our conversation and some of my findings below.

1. There are no record of memoranda, policies, trainings or guidelines in effect for NRS 481.063. We only use the statute when it comes to a request that comes through the department.
2. There are no records of memoranda, policies, trainings or guidelines related to cancelling a driver license due to a license holders immigration status. The reason there is no policies is because we do not determine, change or adjust an immigration status. We will receive the immigration document from the individuals that want to apply for a license, and we will send the documents to immigration. The federal government is who tells the department if they are allowed a license or not. DMV does not have any involvement with the status of a driver license immigration status.
3. There are no records of memoranda, policies, trainings or guidelines in effect related to collaboration with immigration and customers enforcement (ICE) officers. The reason there are no policies is because we do not work with ICE.

4. Any communication with ICE between Jan. 1st, 2024 to current is under review. The only emails we have are pertaining to an ongoing case with our department. We cannot release any information if a case is ongoing and has not been completed. Once the case has been completed the communication is going to our District Attorney General for review, please be aware that this information may not be able to be released, at this time it is undetermined, until we hear further notice.

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 10

← On 3/10/2025 11:27:02 AM, Danielle Bennett wrote:

TO: "NV DMV Records Division"[dmvnm@govqa.us]

Hello,

Thank you so much for providing updated responses. I have a couple follow up questions.

For number 2, is it possible to get some more information on your process? You mentioned that you receive immigration documents from applicants and send them to immigration. What documents do you send to the federal government and what information is sent with the documents?

For number 4, per NRS 239.0107(c)(1), is it possible to get an estimated date on which you expect to complete your review and share and releasable records?

Thanks for your help,

Danielle Bennett (She/Her)
Social Work Practicum Student
ACLU of Nevada
4362 W Cheyenne Ave., North Las Vegas, NV 89032
www.aclunv.org|[Facebook](#)|[Twitter](#)

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From: NV DMV Records Division

Sent: Monday, March 3, 2025 2:35 PM

To: Danielle Bennett

Subject: [Records Center] Public Records Request :: R001770-021125

EXHIBIT 11

✉ On 4/7/2025 10:27:05 AM, NV DMV Records Division wrote:

Subject: [Records Center] Public Records Request :: R001770-021125

Body:

Good morning,

The information that you are requesting was reviewed for ICE communications is not something that is not considered public information and cannot be released, any communication we have to ICE is only for investigations purposes.

Thank you

EXHIBIT 12

Date: 3/10/2025

To: Nevada Department of Motor Vehicles
Submitted via online portal on 3/10/2025

Re: Public records request – Department Policies and Procedures

To whom it may concern:

This letter serves as a request under the Nevada Public Records Act, NRS § 239 *et seq.*, by the American Civil Liberties Union of Nevada (ACLUNV) for public records held by the Nevada Department of Motor Vehicles and its associated subdivisions as detailed below.

A. The Requester

The ACLUNV is a statewide affiliate of the American Civil Liberties Union, a national organization whose work protects the civil liberties and civil rights of all people. Our mission includes safeguarding the basic constitutional rights to due process, equal protection, and the civil rights of marginalized communities including individuals in the criminal legal system. One of the ACLUNV's main functions is disseminating information to the public about issues of concern to the ACLUNV and its members.

B. Request

The ACLUNV requests, in electronic format where available and pursuant to NRS 239.010(3-5):

1. Copies of all Nevada Department of Motor Vehicles policy and procedure manuals.

C. Waiver of Fees

The ACLUNV requests a waiver of any and all fees associated with this request.

In relation to both federal and state public records requests, fees are generally waived for nonprofit organizations seeking copies of materials without commercial interest and for the purpose of contributing to public understanding and education. See *Friends of the Coast Fork v. U.S. Dep't of the Interior*, 110 F.3d 53 (9th Cir. 1997); *Friends of Oceano Dunes, Inc. v. Salazar*, No. C-11-1476 EMC, 2011 WL 6748575 (N.D. Cal. Dec. 22, 2011);



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North Cnty. Parents Org. for Children with Special Needs v. Dep't of Educ.,
23 Cal. App. 4th 144 (Cal. Ct. App. 1994).

Here, the documents requested benefit the public's knowledge and are not sought for commercial interest. As a nonprofit 501(c)(3) and 501(c)(4) organization, the ACLUNV is well situated to disseminate information it gains from this request to the general public as well as to other targeted communities. Dissemination of information to the public is a critical and substantial component of ACLUNV's mission and work.



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D. Fulfillment of Request

The State of Nevada mandates that all state agency records are public unless declared confidential by law. NRS § 239.010. Recent changes to the Public Records Act reaffirm the state's commitment to transparency and maximizing the public's right of access to agency records. NRS § 239.001.

As of October 1, 2019, Nevada law imposes additional duties on governmental entities to fulfill requests. If a governmental entity willfully fails to comply with any provision of NRS § 239 *et seq.*, it is subject to up to \$10,000 in civil penalties "in addition to any other rights or remedies that may exist in law or in equity." NRS § 239.340.

If all or any part of this request is denied, Nevada law requires that you provide the ACLUNV a written statement of the grounds for the denial, citing the law or regulations under which you believe you may deny access for each document. NRS 239.0107. Furthermore, if you determine that some portions of the requested records are exempt from disclosure, we expect that you provide us with any reasonable severable portion of the records sought.

Please be advised that if any refusal to disclose is based on confidentiality, then "[t]he public official or agency bears the burden of establishing the existence of privilege based upon confidentiality. It is settled that privileges, whether creatures of statute or the common law, should be interpreted and applied narrowly." *D.R Partners v. Board of County Com'rs of Clark County*, 116 Nev. 616, 622 (2000).

Pursuant to state law, we request copies and/or access to these public records be forwarded to the ACLUNV within five (5) business days of this letter, by March 17, 2025. NRS 239.0107(1). If you are unable to make the records available by this date, you are statutorily required to state that fact in writing explaining why the book or record is unavailable and a date and time when the record will be available. NRS 239.1007(1)(c)(1).

The updated Public Records Act imposes a duty on governmental entities to "make a reasonable effort to assist the requester to focus the request in such a manner as to maximize the likelihood the requestor will be able to [access] the public book or record as expeditiously as possible." NRS 239.1007(1)(c)(2). Please contact the ACLUNV within the five (5) day statutory time frame if, for some reason, this request requires clarification.

Please forward copies of documents as they are identified, even if production is not fully complete. We appreciate your assistance with this request. You may contact me directly at JValentine@aclunv.org.

Best,

Jacob Valentine
Staff Attorney
American Civil Liberties Union of Nevada



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EXHIBIT 13

From: [NV DMV Records Division](#)
To: [Jacob Valentine](#)
Subject: Public Records Request :: R001871-031025
Date: Monday, March 10, 2025 11:53:04 AM

This Message Is From an External Sender
This message came from outside your organization.



Dear Attorney Jacob Valentine:

We have received your Public Record's Request with the Nevada Department of Motor Vehicles and given the reference number R001871-031025 for tracking purposes. We are now in the process of reviewing your request for:

Records Requested: Please see attached public records request for all NV DMV policy and procedure manuals.

We will respond within five (5) business days. If you have any questions or concerns please feel free to reply to any email you receive or contact us at 775-684-4590.

Thank you,
Record Section
Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 14



RE: RECORDS REQUEST of March 10, 2025, Reference # R001871-031025

Dear Attorney Jacob Valentine,

The Nevada Department of Motor Vehicles received an information request from you on March 10, 2025. Your request mentioned:

“Please see attached public records request for all NV DMV policy and procedure manuals.”

This letter is to clarify what information it is that you are seeking from the Nevada Department of Motor Vehicles.

If you would like for the Nevada Department of Motor Vehicles to proceed with your public information request, please provide clarifications within thirty (30) days from 03/12/2025. Otherwise, the Nevada Department of Motor Vehicles will consider your request withdrawn.

You may provide a response to the Nevada Department of Motor Vehicles by responding to this email.

Upon receipt of your clarification, the Nevada Department of Motor Vehicles will further respond to your Public Information Act Request as required by law.

If you have any questions, please contact our office at 775-684-4590. Thank you for your attention.

Sincerely,

DMV Records Section
Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 15

From: [Jacob Valentine](#)
To: [NV DMV Records Division](#)
Cc: [Danielle Bennett](#)
Subject: RE: [Records Center] Public Records Request :: R001871-031025
Date: Tuesday, April 8, 2025 11:20:00 AM
Attachments: [image001.png](#)
[image002.png](#)

Hello,

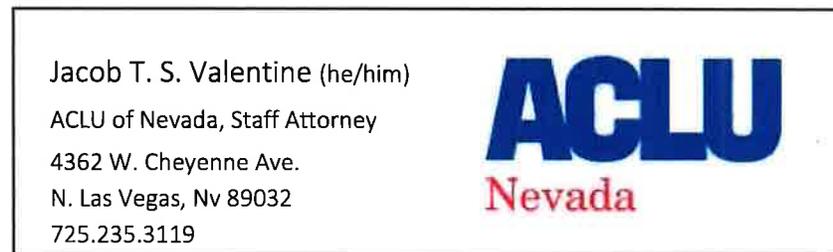
I placed a call to the number provided and was told to instead respond to this email directly. For clarification, we are seeking all current NV DMV policy and procedure manuals. As an example, CCSD provides all policies and regulations online here:

<https://ccsd.net/district/policies-regulations/>. We are looking for similar information, but specific to the Nevada DMV.

Please do not hesitate to respond to this email with any questions.

Regards,

Jacob



From: NV DMV Records Division <dmvnm@govqa.us>
Sent: Wednesday, March 12, 2025 10:51 AM
To: Jacob Valentine <JValentine@aclunv.org>
Subject: [Records Center] Public Records Request :: R001871-031025

This Message Is From an External Sender

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--- Please respond above this line ---

EXHIBIT 16

From: NV DMV Records Division <dmvrv@govqa.us>
Sent: Tuesday, April 8, 2025 11:38 AM
To: Jacob Valentine <JValentine@aclunv.org>
Subject: [Records Center] Public Records Request :: R001871-031025

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--- Please respond above this line ---



Jacob, I have been in contact with Danielle. Please see her as this is a duplicate request.

Thank you.

To monitor the progress or update this request please log into the [Public Records Center](#)

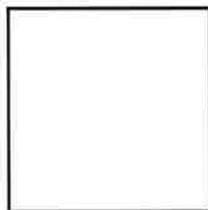


EXHIBIT 19

From: [Jacob Valentine](#)
To: [NV DMV Records Division](#)
Subject: RE: [Records Center] Public Records Request :: R001871-031025
Date: Thursday, April 10, 2025 11:43:00 AM
Attachments: [image001.png](#)
[image002.png](#)

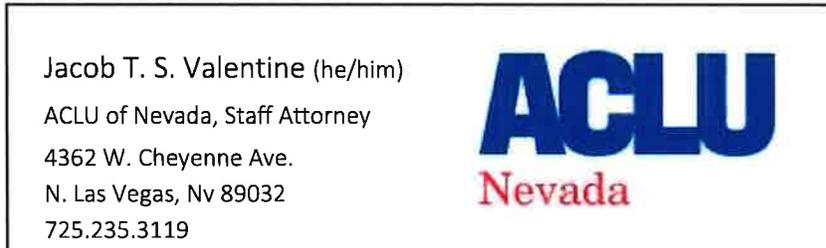
Good Morning,

To be clear, is it the Nevada DMV's position that:

1. The Nevada DMV has recorded policies and procedures;
2. The Nevada DMV is refusing to release these documents because "The DMV policy and procedures are not public Records" which is a clear violation of the DMV's obligations under NRS 239.0107(d); and
3. The Nevada DMV is refusing to fulfill this public records request and has no interest in complying with this request.

Please respond to this email by April 17, 2025.

Regards,
Jacob



From: NV DMV Records Division <dmvnm@govqa.us>
Sent: Thursday, April 10, 2025 9:59 AM
To: Jacob Valentine <JValentine@aclunv.org>
Subject: [Records Center] Public Records Request :: R001871-031025

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EXHIBIT 20

From: [NV DMV Records Division](#)
To: [Jacob Valentine](#)
Subject: [Records Center] Public Records Request :: R001871-031025
Date: Friday, April 11, 2025 4:18:16 PM

This Message Is From an External Sender

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Attachments:

[ir002.pdf](#)

--- Please respond above this line ---



RE: PUBLIC RECORDS REQUEST of March 10, 2025., Reference # R001871-031025.

Dear Attorney Jacob Valentine,

The Nevada Department of Motor Vehicles received a public information request from you on March 10, 2025. Your request mentioned:

"Please see attached public records request for all NV DMV policy and procedure manuals."

Upon further review this request will not be considered Public Records (NRS Chapter 239)

Please complete an Individual Record request through the GovQA site and complete the form and required attached documents.

If you have any questions or concerns, please feel free to reply to this email through your GovQA request.

Sincerely,

Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



North Cnty. Parents Org. for Children with Special Needs v. Dep't of Educ.,
23 Cal. App. 4th 144 (Cal. Ct. App. 1994).

Here, the documents requested benefit the public's knowledge and are not sought for commercial interest. As a nonprofit 501(c)(3) and 501(c)(4) organization, the ACLUNV is well situated to disseminate information it gains from this request to the general public as well as to other targeted communities. Dissemination of information to the public is a critical and substantial component of ACLUNV's mission and work.

D. Fulfillment of Request

The State of Nevada mandates that all state agency records are public unless declared confidential by law. NRS § 239.010. Recent changes to the Public Records Act reaffirm the state's commitment to transparency and maximizing the public's right of access to agency records. NRS § 239.001.

As of October 1, 2019, Nevada law imposes additional duties on governmental entities to fulfill requests. If a governmental entity willfully fails to comply with any provision of NRS § 239 *et seq*, it is subject to up to \$10,000 in civil penalties "in addition to any other rights or remedies that may exist in law or in equity." NRS § 239.340.

If all or any part of this request is denied, Nevada law requires that you provide the ACLUNV a written statement of the grounds for the denial, citing the law or regulations under which you believe you may deny access for each document. NRS 239.0107. Furthermore, if you determine that some portions of the requested records are exempt from disclosure, we expect that you provide us with any reasonable severable portion of the records sought.

Please be advised that if any refusal to disclose is based on confidentiality, then "[t]he public official or agency bears the burden of establishing the existence of privilege based upon confidentiality. It is settled that privileges, whether creatures of statute or the common law, should be interpreted and applied narrowly." *D.R Partners v. Board of County Com'rs of Clark County*, 116 Nev. 616, 622 (2000).

Pursuant to state law, we request copies and/or access to these public records be forwarded to the ACLUNV within five (5) business days of this letter, by April 15, 2025. NRS 239.0107(1). If you are unable to make the records available by this date, you are statutorily required to state that fact in writing explaining why the book or record is unavailable and a date and time when the record will be available. NRS 239.1007(1)(c)(1).



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The updated Public Records Act imposes a duty on governmental entities to "make a reasonable effort to assist the requester to focus the request in such a manner as to maximize the likelihood the requestor will be able to [access] the public book or record as expeditiously as possible." NRS 239.1007(1)(c)(2). Please contact the ACLUNV within the five (5) day statutory time frame if, for some reason, this request requires clarification.

Please forward copies of documents as they are identified, even if production is not fully complete. We appreciate your assistance with this request. You may contact me directly at ramic@aclunv.org.

Best,

Sadmira Ramic
Senior Staff Attorney
American Civil Liberties Union of Nevada



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aclunv.org

EXHIBIT 22

Monday, May 12, 2025 at 12:59:10 PM Pacific Daylight Time

Subject: Public Records Request :: R001968-040825
Date: Tuesday, April 8, 2025 at 9:07:40 AM Pacific Daylight Time
From: NV DMV Records Division
To: Danielle Bennett

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Dear Danielle Bennett:

We have received your Public Record's Request with the Nevada Department of Motor Vehicles and given the reference number R001968-040825 for tracking purposes. We are now in the process of reviewing your request for:

Records Requested: Please see attached for request
We will respond within five (5) business days. If you have any questions or concerns please feel free to reply to any email you receive or contact us at 775-684-4590.

Thank you,
Record Section
Nevada Department of Motor Vehicles

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 23

From: [Danielle Bennett](#)
To: [Sadmira Ramic](#)
Subject: FW: [Records Center] Public Records Request :: R001968-040825
Date: Tuesday, April 8, 2025 11:53:52 AM
Attachments: [image001.png](#)

From: NV DMV Records Division <dmvnm@govqa.us>
Sent: Tuesday, April 8, 2025 11:53 AM
To: Danielle Bennett <bennett@aclunv.org>
Subject: [Records Center] Public Records Request :: R001968-040825

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--- Please respond above this line ---



Good morning Danielle,

This is a duplicate request, please see below as this request is being closed.

On 4/7/2025 10:27:05 AM, Adrianna Vela wrote to **Danielle Bennett** (bennett@aclunv.org):

Subject: [Records Center] Public Records Request :: R001770-021125

Body:
Good morning,

The information that you are requesting was reviewed for ICE communications is not something that is not considered public information and cannot be released, any communication we have to ICE is only for

investigations purposes.

Thank you

To monitor the progress or update this request please log into the [Public Records Center](#)



EXHIBIT 24

Danielle Bennett

From: Danielle Bennett
Sent: Tuesday, April 8, 2025 12:07 PM
To: NV DMV Records Division
Cc: Sadmira Ramic; Athar Haseebullah; Jacob Valentine
Subject: RE: [Records Center] Public Records Request :: R001968-040825

Hello,

This is not a duplicate request. Even if it were, "duplicate request" is not a valid reason to deny a request under NRS 229.0107.

The previous requests sought emails including specific search terms. This request seeks all emails between DMV employees and @ice.dhs.gov email addresses. This is an entirely separate request. If you believe that these records cannot be released, you are required to provide "A citation to the specific statute or other legal authority that makes the public book or record, or a part thereof, confidential," under NRS 239.0107(d)(2). Additionally, you are obligated to redact confidential information if possible and release the records under NRS 239.010(3).

Please reopen this request and provide any responsive records or legal authority for denying the request.

Thank you,

Danielle Bennett (She/Her)
Social Work Practicum Student
ACLU of Nevada
4362 W Cheyenne Ave., North Las Vegas, NV 89032
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From: NV DMV Records Division <dmvnm@govqa.us>
Sent: Tuesday, April 8, 2025 11:53 AM
To: Danielle Bennett <bennett@aclunv.org>
Subject: [Records Center] Public Records Request :: R001968-040825

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--- Please respond above this line ---

EXHIBIT 25

Message History (5)

✉ On 4/10/2025 3:55:05 PM, NV DMV Records Division wrote:

Subject: [Records Center] Public Records Request :: R001968-040825

Body:

Good afternoon,

According to NRS 481.063, "The Director shall not release any personal information from a file or record relating to a license, identification card or title or registration of a vehicle to any person or to any federal, state or local government entity for any purpose relating to the enforcement of immigration laws unless the requester submits a written release from the person about whom the information is requested or the Director releases the personal information pursuant to a lawful order, subpoena or warrant issued by a court of competent jurisdiction."

We have also taken legal advice where we've asked if we can share any communication regarding immigration, and we were advised that we cannot proceed in doing so.

Please consider this case denied.

Thank you,

Nevada DMV Records Division