

**IN THE SUPREME COURT OF  
THE STATE OF NEVADA**

DAN SCHWARTZ, in his official capacity )  
as Treasurer of the State of Nevada, )

*Appellant,* )

vs. )

HELLEN QUAN LOPEZ, *et al.*, )

*Respondents.* )

Electronically Filed  
Apr 06 2016 09:57 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court  
Supreme Court No. 15-0C-00207

District Court No. 15-0C-  
00207

**NOTICE PURSUANT TO NRAP 29(a) OF PARTIES' CONSENT TO  
FILING OF AMICUS CURIAE BRIEF**

Brief of Amici Curiae Ruby Duncan, Rabbi Mel Hecht, Howard Watts III, Leora  
Olivas, and Adam Berger  
*In Support of Respondents and Affirmance*

Amy M. Rose (SBN 12081)  
AMERICAN CIVIL LIBERTIES  
UNION OF NEVADA  
601 S. Rancho Drive, Suite B-11  
Las Vegas, Nevada 89106  
Telephone: (702) 366-1536  
rose@aclunv.org

Daniel Mach\*  
Heather L. Weaver\*  
AMERICAN CIVIL LIBERTIES  
UNION FOUNDATION  
915 15th Street NW, Ste. 600  
Washington, D.C. 20005  
dmach@aclu.org  
hweaver@aclu.org

Richard B. Katskee\*  
Gregory M. Lipper\*  
AMERICANS UNITED FOR  
SEPARATION OF CHURCH AND  
STATE  
1901 L Street NW, Suite 400  
Washington, DC 20036  
katskee@au.org  
lipper@au.org

Nitin Subhedar\*  
Samuel Jacob Edwards\*  
COVINGTON & BURLING LLP  
One Front Street, 35th Floor  
San Francisco, California 94111-5356  
nsubhedar@cov.com  
sedwards@cov.com

Anupam Sharma\*  
COVINGTON & BURLING LLP  
333 Twin Dolphin Dr., Suite 700  
Redwood Shores, CA 94065  
asharma@cov.com

Attorneys for Amici Curiae Ruby Duncan, Rabbi Mel Hecht, Howard Watts III,  
Leora Olivas, and Adam Berger

*\* Admitted Pro Hac Vice in the Clark County District Court for Pending Case No: A-15-723703-C*

**NOTICE PURSUANT TO NRAP 29(a) OF PARTIES' CONSENT TO  
FILING OF AMICUS CURIAE BRIEF**

*Amici curiae* Ruby Duncan, Rabbi Mel Hecht, Howard Watts III, Leora Olivas, and Adam Berger by and through their attorneys of record, submit this Notice pursuant to Nevada Rule of Appellate Procedure 29(a) that the parties to the above captioned matter have consented in writing to the filing of the Amicus brief, filed contemporaneously herewith, by Amici. A true and correct copy of the emails wherein such written consent is documented are attached hereto as Exhibits 1 and 2.

DATED on this 5th day of April, 2016.

/s/ Amy M. Rose  
Amy M. Rose (SBN 12081)  
AMERICAN CIVIL LIBERTIES  
UNION OF NEVADA  
601 S. Rancho Drive, Suite B-11  
Las Vegas, Nevada 89106  
Telephone: (702) 366-1536  
[rose@aclunv.org](mailto:rose@aclunv.org)

**CERTIFICATE OF SERVICE**

I hereby certify and affirm that this NOTICE PURSUANT TO NRAP 29(a) OF PARTIES' CONSENT TO FILING OF AMICUS CURIAE BRIEF was filed electronically with the Nevada Supreme Court on April 5, 2016, and electronically served on the following parties:

**Wolf Rifkin Shapiro Shulman & Rabkin, LLP**

Don Springmeyer	dspringmeyer@wrslawyers.com
Justin C. Jones	jjones@wrslawyers.com
Bradley Schrager	bschrager@wrslawyers.com
<i>Attorneys for Respondents</i>	

**Attorney General of State of Nevada**

Adam Paul Laxalt	
Lawrence VanDyke	lvandyke@ag.nv.gov
Joseph Tartakovsky	jtartakovsky@ag.nv.gov
Ketan D. Bhirud	kbhirud@ag.nv.gov
<i>Attorneys for Appellant</i>	

**Kolesar and Leatham**

Matthew T. Dushoff	mdushoff@klnevada.com
Lisa J. Zastrow	lzastrow@klnevada.com

I further certify and affirm that I caused this document to be deposited via USPS first class mail, the following parties:

**Munger Tolles & Olson, LLP**

Tamerlin J. Godley  
355 South Grand Avenue, 35th Floor  
Los Angeles, CA 90071-1560  
*Attorneys for Respondents*

**Education Law Center**

David G. Sciarra  
60 Park Place, Suite 300  
Newark, New Jersey 07102  
*Attorneys for Respondents*

**Bancroft PLLC**

Paul Clement  
500 New Jersey Ave. NW  
Seventh Floor  
Washington DC 20001  
Attorneys for Appellant

**Institute for Justice**

Timothy D. Keller  
398 South Mill Ave. Ste. 301  
Tempe, AZ 85281

By /s/ Amy M. Rose  
Amy M. Rose (SBN 12081)  
AMERICAN CIVIL LIBERTIES  
UNION OF NEVADA  
601 S. Rancho Drive, Suite B-11  
Las Vegas, Nevada 89106  
Telephone: (702) 366-1536  
rose@aclunv.org

# **EXHIBIT 1**

## Amy Rose

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**Subject:** RE: Consent to File Amicus, Schwartz v. Lopez  
**Date:** Monday, April 4, 2016 at 4:24:34 PM Pacific Daylight Time  
**From:** Lawrence VanDyke  
**To:** Amy Rose  
**CC:** Joseph F. Tartakovsky, Ketan D. Bhirud  
**Attachments:** image001.png

We do not object. Thank you, Amy.

**Lawrence VanDyke**  
**Nevada Solicitor General**

**100 North Carson Street**  
**Carson City, Nevada 89701**  
**T: (775) 684-1233 • [LVanDyke@ag.nv.gov](mailto:LVanDyke@ag.nv.gov)**

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**From:** Amy Rose [<mailto:rose@aclunv.org>]  
**Sent:** Monday, April 04, 2016 4:17 PM  
**To:** Lawrence VanDyke  
**Cc:** Joseph F. Tartakovsky; Ketan D. Bhirud  
**Subject:** Consent to File Amicus, Schwartz v. Lopez

Hi Lawrence,

I just want to confirm that your client (Dan Schwartz, in his official capacity) does not object to the plaintiffs in *Duncan v. State* filing an amicus brief in support of the Respondent's position in the *Schwartz v. Lopez* appeal. As discussed, we will file this Amicus brief on Tuesday, April 5th.

Can you please respond and confirm.

Best,

**Amy M. Rose**  
**Legal Director**

ACLU of Nevada  
601 S. Rancho Drive, Suite B11 | Las Vegas, Nevada 89106  
702.366.1536 (phone) | 702.366.1331 (fax)  
[www.aclunv.org](http://www.aclunv.org) | [Facebook](#) | [Twitter](#)



# **EXHIBIT 2**



## Amy Rose

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**Subject:** RE: Amicus brief  
**Date:** Tuesday, April 5, 2016 at 9:40:45 AM Pacific Daylight Time  
**From:** Clancy, Thomas  
**To:** Subhedar, Nitin, Richard Katskee  
**CC:** ACLU-Vouchers, Amy Rose, Heather Weaver, Greg Lipper  
**Attachments:** image001.png, image002.png, image003.png

Nitin,

We do not object.

Best,  
Tommy

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**From:** Subhedar, Nitin [mailto:nsubhedar@cov.com]  
**Sent:** Monday, April 04, 2016 4:59 PM  
**To:** Clancy, Thomas; Richard Katskee  
**Cc:** ACLU-Vouchers; Amy Rose; Heather Weaver; Greg Lipper  
**Subject:** RE: Amicus brief

Tommy:

Thank you again for speaking with us last week, and for forwarding a copy of your brief.

In connection with the amicus brief that we are planning to file tomorrow, I am writing just to get written confirmation from you that Respondents do not object to the plaintiffs in the *Duncan* case filing an amicus brief in support of Respondents' position in the *Schwartz v. Lopez* appeal.

Can you please just confirm by responsive email? Thanks again.

Best,  
Nitin

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**From:** Clancy, Thomas [mailto:Thomas.Clancy@mto.com]  
**Sent:** Tuesday, March 29, 2016 2:24 PM  
**To:** Richard Katskee  
**Cc:** ACLU-Vouchers; Amy Rose; Heather Weaver; Greg Lipper  
**Subject:** RE: Amicus brief

Here is a copy of our brief filed on Friday.

Best,  
Tommy

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