

IN THE SUPREME COURT OF THE STATE OF NEVADA

RUBY DUNCAN, AN INDIVIDUAL;
RABBI MEL HECHT, AN INDIVIDUAL;
HOWARD WATTS, III, AN
INDIVIDUAL; LEORA OLIVAS, AN
INDIVIDUAL; AND ADAM BERGER,
AN INDIVIDUAL,

Appellants,

vs.

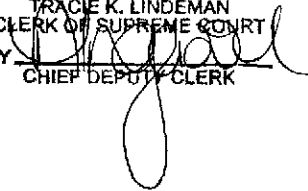
THE STATE OF NEVADA OFFICE OF
THE STATE TREASURER; THE STATE
OF NEVADA DEPARTMENT OF
EDUCATION; DAN SCHWARTZ,
NEVADA STATE TREASURER, IN HIS
OFFICIAL CAPACITY; STEVE
CANAVERO, INTERIM
SUPERINTENDENT OF PUBLIC
INSTRUCTION, IN HIS OFFICIAL
CAPACITY; AIMEE HAIRR; AURORA
ESPINOZA; ELIZABETH ROBBINS;
LARA ALLEN; JEFFREY SMITH; AND
TRINA SMITH,

Respondents.

No. 70648

FILED

JUL 25 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
CHIEF DEPUTY CLERK

ORDER

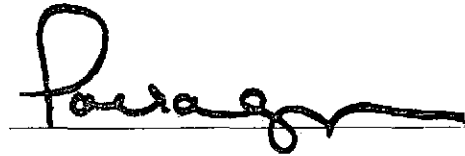
Respondents Aimee Hairr, Aurora Espinoza, Elizabeth Robbins, Lara Allen, Jeffrey Smith, and Trina Smith have filed motions to associate attorneys Timothy D. Keller and Keith E. Diggs of the law firm Institute for Justice in this matter pursuant to SCR 42. Cause appearing, we grant the motions. Mr. Keller and Mr. Diggs shall be permitted to appear on behalf of the aforementioned respondents in this appeal. Nevada attorney Matthew T. Dushoff of the law firm of Kolesar & Leatham shall be responsible for all matters presented by Mr. Keller and

Mr. Diggs in this matter. *See* SCR 42(14) (the active member of the State Bar of Nevada who is attorney of record shall be present at all matters in open court); NRAP 25(a)(5) (all documents submitted to the supreme court for filing by a represented party shall include the original signature of at least one attorney of record who is an active member of the State Bar of Nevada).

Also pending before this court are four motions to file amicus curiae briefs: (1) the Baptist Joint Committee for Religious Liberty and the Hindu American Foundation (BJC) seek permission to file an amicus brief in support of appellants; (2) the American Federation for Children, Hispanics for School Choice, School Choice Wisconsin, Dr. Patrick J. Wolf, and the Wisconsin Institute for Law and Liberty seek permission to file an amicus brief in support of respondents; (3) the Friedman Foundation for Educational Choice, Inc., seeks permission to file an amicus brief in support of respondents; and (4) the Foundation for Excellence in Education seeks to file an amicus brief in support of respondents. Participation by an amicus curiae is appropriate when the amicus has unique information or perspective that can help the court beyond the help the lawyers for the parties are able to provide, or when the amicus curiae has an interest in some other case that may be affected by the present case. *See Ryan v. Commodity Futures Trading Com'n*, 125 F.3d 1062, 1063 (7th Cir. 1997). It appears the proposed amicus have arguably presented such circumstances here, and the motions are therefore granted. The clerk shall file the proposed amicus briefs received on July 20, 2016, July 22, 2016, and July 25, 2016; and detach the proposed amicus brief attached to the motion filed by the BJC on July 22, 2016, and file it

separately herein. No responses to the amicus briefs shall be filed unless ordered by this court.

It is so ORDERED.

 C.J.

cc: Amy M. Rose
Covington & Burling LLP
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