

IN THE SUPREME COURT OF THE STATE OF NEVADA

CLARK COUNTY OFFICE OF THE
CORONER/MEDICAL EXAMINER,

Appellant,

vs.

LAS VEGAS REVIEW JOURNAL,

Respondent.

Electronically Filed
Aug 21 2018 07:55 a.m.
Supreme Court Case No. 74604
Elizabeth A. Brown
Clerk of Supreme Court
District Court Case No. A-17-
758501-W

MOTION TO ASSOCIATE COUNSEL

Proposed Amicus, the Reporters Committee for Freedom of the Press and 11 media organizations,¹ hereby move the Court for an order permitting Caitlin Veronica Vogus, Esq., to practice in Nevada pursuant to Nevada Supreme Court Rule 42. This motion is supported by the attached “Verified Application for Association of Counsel” (Exhibit A), “Certificates of Good Standing” from

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¹ American Society of News Editors, The Associated Press Media Editors, Association of Alternative Newsmedia, The E.W. Scripps Company, First Amendment Coalition, Gannett Co., Inc., KVVU Broadcasting Corporation, the Nevada Press Association, Radio Television Digital News Association, Society of Professional Journalists, and tronc, Inc.

Virginia and the District of Columbia (collectively, Exhibit B) and the State Bar of Nevada Statement (Exhibit C).

Dated this 20th day of August, 2018.

McDONALD CARANO LLP

By: /s/ Kristen T. Gallagher
Kristen T. Gallagher (NSBN 9561)
2300 W. Sahara Avenue, Suite 1200
Las Vegas, NV 89102
Telephone: (702) 873-4100
Facsimile: (702) 873-9966
kgallagher@mcdonaldcarano.com

Caitlin Vogus
THE REPORTERS COMMITTEE
FOR FREEDOM OF THE PRESS
1156 15th St. NW, Suite 1250
Washington, DC 20005
Telephone: (202) 795-9315
(*pro hac vice application* submitted
herewith)
cvogus@rcfp.org

*Counsel for Amici Curiae in Support of
Respondent*

CERTIFICATE OF SERVICE

Pursuant to NRAP 25(c), I hereby certify that I am an employee of McDonald Carano LLP and I served the foregoing through the Court's electronic filing system on the following:

Marquis Aurbach Coffing
Micah S. Echols, Esq.
10001 Park Run Drive
Las Vegas, Nevada 89145
mechols@maclaw.com

Margaret A. McLetchie
Alina M. Shell
MCLEATCHIE SHELL LLC
701 East Bridger Ave., Suite 520
Las Vegas, Nevada 89101

Steven B. Wolfson
District Attorney
Laura C. Rehfeldt
Deputy District Attorney
500 South Grand Central Pkwy, 5th Flr.
P.O. Box 552215
Las Vegas, Nevada 89155-2215
laura.rehfeldt@clarkcountyda.com

*Counsel for Respondent, Las Vegas
Review-Journal*

*Counsel for Appellant,
Clark County Office of the
Coroner/Medical Examiner*

Dated: August 20, 2018

/s/ Marianne Carter

An Employee of McDonald Carano LLP

EXHIBIT A

EXHIBIT A

IN THE SUPREME COURT OF THE STATE OF NEVADA

CLARK COUNTY OFFICE OF THE
CORONER/MEDICAL EXAMINER,

Appellant,

vs.

LAS VEGAS REVIEW-JOURNAL,

Respondent.

Case No. 74604

VERIFIED APPLICATION FOR
ASSOCIATION OF COUNSEL UNDER
NEVADA SUPREME COURT RULE 42

Caitlin Veronica Vogus, Petitioner, respectfully represents:
First Middle Name Last

1. Petitioner resides at 4723 Georgia Avenue NW
Street Address

Washington, , DC, 20011
City County State Zip Code

(412) 759-5496
Telephone

2. Petitioner is an attorney at law and a member of the law firm of: The Reporters Committee for
Freedom of the Press

with offices at 1156 15th Street NW, Suite 1250
Street Address

Washington, , DC, 20005
City County State Zip Code

(202) 795-9315, cvogus@rcfp.org
Telephone Email

3. Petitioner has been retained personally or as a member of the above named law firm by _____
The Reporters Committee for Freedom of the Press to provide legal representation in connection with the above-entitled matter now pending before the above referenced court.

4. Since November 3 of 2010____, petitioner has been, and presently is, a member of good standing of the bar of the highest court of the State of Virginia where petitioner regularly practices law.

5. Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States, and/or courts of other states on the dates indicated for each, and is presently a member in good standing of the bars of said Courts:

DATE ADMITTED

District of Columbia August 8, 2016

U.S. District Court for the Eastern District of Virginia April 8, 2016

U.S. District Court for the Western District of Virginia December 5, 2016

U.S. Court of Appeals for the 9th Circuit May 23, 2018

6. Is Petitioner currently suspended or disbarred in any court? You must answer yes or no. If yes, give particulars; e.g., court, jurisdiction, date: No.

7. Is Petitioner currently subject to any disciplinary proceedings by any organization with authority at law? You must answer yes or no. If yes, give particulars, e.g. court, discipline authority, date, status:

No.

8. Has Petitioner ever received public discipline including, but not limited to, suspension or disbarment,

by any organization with authority to discipline attorneys at law? You must answer yes or no. If yes, give particulars, e.g. court, discipline authority, date, status: No.

9. Has Petitioner ever had any certificate or privilege to appear and practice before any regulatory administrative body suspended or revoked? You must answer yes or no. If yes, give particulars, e.g. date, administrative body, date of suspension or reinstatement: No.

10. Has Petitioner, either by resignation, withdrawal, or otherwise, ever terminated or attempted to terminate Petitioner's office as an attorney in order to avoid administrative, disciplinary, disbarment, or suspension proceedings? You must answer yes or no. If yes, give particulars: No.

11. Petitioner has filed the following application(s) to appear as counsel under Nevada Supreme Court Rule 42 during the past three (3) years in the following matters, if none, indicate so: *(do not include Federal Pro Hacs)*

<u>Date of Application</u>	<u>Cause</u>	<u>Title of Court Administrative Body or Arbitrator</u>	<u>Was Application Granted or Denied?</u>
<u>None.</u>			

(If necessary, please attach a statement of additional applications)

12. Nevada Counsel of Record for Petition in this matter is:

(must be the same as the signature on the Nevada Counsel consent page)

<u>Kristen</u>	<u>T.</u>	<u>Gallagher</u>	<u>9561</u>
First Name	Middle Name	Last Name	NV Bar #

who has offices at McDonald Carano LLP

Firm Name/Company

2300 West Sahara Avenue, Suite 1200, Las Vegas, NV,
Street Address City County

89102, (702) 873-4100.
Zip Code Phone Number

13. The following accurately represents the names and addresses of each party in this matter, WHETHER OR NOT REPRESENTED BY COUNSEL, and the names and addresses of each counsel of record who appeared for said parties: (You may attach as an Exhibit if necessary.)

NAME

MAILING ADDRESS

Marquis Aurbach Coffing 10001 Park Run Drive, Las Vegas, Nevada 89145

Micah S. Echols 10001 Park Run Drive, Las Vegas,
Nevada 89145

Steven B. Wolfson 500 South Grand Central Pkwy, 5th Flr., P.O. Box
552215, Las Vegas, Nevada 89155-2215

Laura C. Rehfeldt 500 South Grand Central Pkwy, 5th Flr., P.O. Box
552215, Las Vegas, Nevada 89155-2215

Margaret A. McLetchie 701 East Bridger Avenue, Suite 520, Las Vegas, NV
89101

Alina M. Shell 701 East Bridger Avenue, Suite 520, Las Vegas, NV
89101

14. Petitioner agrees to comply with the provisions of Nevada Supreme Court Rule 42(3) and (13) and Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada in accordance with provisions as set forth in SCR 42(3) and (13). Petitioner respectfully requests that Petitioner be admitted to practice in the above-entitled court FOR THE PURPOSES OF THIS MATTER ONLY.

15. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

I, Caitlin Veronica Vogus, do hereby swear/affirm under penalty of perjury that the assertions of this application and the following statements are true:

- 1) That I am the Petitioner in the above entitled matter.
- 2) That I have read Supreme Court Rule (SCR) 42 and meet all requirements contained therein,

including, without limitation, the requirements set forth in SCR 42(2), as follows:

- (A) I am not a member of the State Bar of Nevada;
- (B) I am not a resident of the State of Nevada;
- (C) I am not regularly employed as a lawyer in the State of Nevada;
- (D) I am not engaged in substantial business, professional, or other activities in the State of Nevada;
- (E) I am a member in good standing and eligible to practice before the bar of any jurisdiction of the United States; and
- (F) I have associated a lawyer who is an active member in good standing of the State Bar of Nevada as counsel of record in this action or proceeding.

- 2) That I have read the foregoing application and know the contents thereof; that the same is true of my own knowledge except as to those matters therein stated on information and belief, and as to the matter I believe them to be true.

That I further certify that I am subject to the jurisdiction of the Courts and disciplinary boards of this state with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada; that I understand and shall comply with the standards of professional conduct required by members of the State Bar of Nevada; and that I am subject to the disciplinary jurisdiction to the State Bar of Nevada with respect to any of my actions occurring in the course of such appearance.

DATED this 8th day of August, 2018

Phillip Veronica Vooght

Petitioner/Affiant (blue ink)

Washington, DC

STATE OF _____)
) ss
COUNTY OF _____)

Subscribed and sworn to before me

this 8th day of August, 20 18

Michael S. Prole
Notary Public



DESIGNATION, CERTIFICATION AND CONSENT OF NEVADA COUNSEL

SCR 42(14) Responsibilities of Nevada attorney of record.

(a) The Nevada attorney of record shall be responsible for and actively participate in the representation of a client in any proceeding that is subject to this rule.

(b) The Nevada attorney of record shall be present at all motions, pre-trials, or any matters in open court unless otherwise ordered by the court.

(c) The Nevada attorney of record shall be responsible to the court, arbitrator, mediator, or administrative agency or governmental body for the administration of any proceeding that is subject to this rule and for compliance with all state and local rules of practice. It is the responsibility of Nevada counsel to ensure that the proceeding is tried and managed in accordance with all applicable Nevada procedural and ethical rules.

I Kristen T. Gallagher hereby agree to associate with Petitioner referenced hereinabove

Print Nevada Counsel Name

and further agree to perform all of the duties and responsibilities as required by Nevada Supreme Court Rule 42.

DATED this 9th day of August, 2018

Kristen T. Gallagher

Nevada Counsel of Record (blue ink)

STATE OF Nevada)
COUNTY OF Clark) ss

Subscribed and sworn to before me

this 9th day of August, 2018

Marianne A. Carter
Notary Public

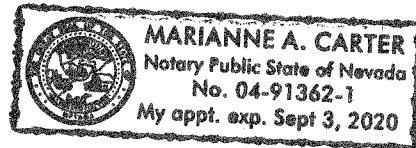
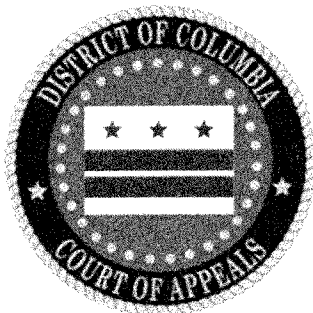


EXHIBIT B

EXHIBIT B



On behalf of JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals,
the District of Columbia Bar does hereby certify that

Caitlin Veronica Vogus

was duly qualified and admitted on **August 8, 2016** as an attorney and counselor entitled to
practice before this Court; and is, on the date indicated below, an **Active** member in good
standing of this Bar.

In Testimony Whereof,
I have hereunto subscribed my
name and affixed the seal of this
Court at the City of Washington,
D.C., on July 30, 2018.

Julio A. Castillo
JULIO A. CASTILLO
Clerk of the Court

Issued By: *ABJ*
District of Columbia Bar Membership

For questions or concerns, please contact the D.C. Bar Membership Office at 202-626-3475 or email
memberservices@dcbbar.org.

VIRGINIA STATE BAR

CERTIFICATE OF GOOD STANDING

THIS IS TO CERTIFY THAT CAITLIN VERONICA VOGUS IS AN ACTIVE MEMBER OF THE VIRGINIA
STATE BAR IN GOOD STANDING. MS. VOGUS WAS LICENSED TO PRACTICE LAW IN VIRGINIA ON **OCTOBER**
20, 2010, AFTER SUCCESSFULLY PASSING THE BAR EXAMINATION GIVEN BY THE BOARD OF BAR
EXAMINERS.

Issued August 6, 2018



KAREN A. GOULD
EXECUTIVE DIRECTOR AND
CHIEF OPERATING OFFICER

EXHIBIT C

EXHIBIT C

1 STAT

2 IN THE SUPREME COURT OF THE STATE OF NEVADA

3 Case No. 74604

4 Clark County Office of the
5 Coroner/Medical Examiner

6 vs.

7 Las Vegas Review-Journal

8 _____ /
9 STATE BAR OF NEVADA STATEMENT PURSUANT TO SUPREME COURT RULE
10 42(3)(b)

11
12 THE STATE BAR OF NEVADA, in response to the application of
13 Petitioner, submits the following statement pursuant to SCR42(3):

14 SCR42(6) **Discretion.** The granting or denial of a motion to associate
15 counsel pursuant to this rule by the court is discretionary. The
16 court, arbitrator, mediator, or administrative or governmental
17 hearing officer may revoke the authority of the person permitted to
18 appear under this rule. Absent special circumstances, repeated
19 appearances by any person or firm of attorneys pursuant to this rule
20 shall be cause for denial of the motion to associate such person.

21 (a) **Limitation.** It shall be presumed, absent special
22 circumstances, and only upon showing of good cause, that
23 more than 5 appearances by any attorney granted under
24 this rule in a 3-year period is excessive use of this
25 rule.

26 (b) **Burden on applicant.** The applicant shall have the
27 burden to establish special circumstances and good cause
28 for an appearance in excess of the limitation set forth
in subsection 6(a) of this rule. The applicant shall set
forth the special circumstances and good cause in an
affidavit attached to the original verified application.

1. DATE OF APPLICATION: August 9, 2018

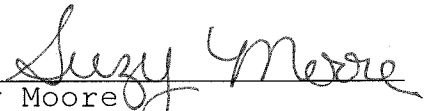
2. APPLYING ATTORNEY: Caitlin Veronica Vogus, Esq.

3. FIRM NAME AND ADDRESS: The Reporters Committee for Freedom of
the Press, 1156 15th Street NW, Suite 1250, Washington, DC
20005

1 4. NEVADA COUNSEL OF RECORD: Kristen T. Gallagher, Esq., McDonald
2 Carano LLP, 2300 W. Sahara Avenue, Suite 1200, Las Vegas, NV
3 89102

4 5. There is no record of previous applications for appearance by
5 petitioner within the past three (3) years.

6 DATED this August 15, 2018

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8 
9 Suzy Moore
10 Member Services Admin.
11 Pro Hac Vice Processor
12 STATE BAR OF NEVADA
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