

IN THE SUPREME COURT OF THE STATE OF NEVADA

MINERAL COUNTY; and WALKER)
LAKE WORKING GROUP,)

Appellants,)

vs.)

LYON COUNTY; CENTENNIAL)
LIVESTOCK; BRIDGEPORT)
RANCHERS; SCHROEDER GROUP;)
WALKER RIVER IRRIGATION)
DISTRICT; STATE OF NEVADA)
DEPARTMENT OF WILDLIFE;)
and COUNTY OF MONO,)
CALIFORNIA,)

Respondents.)

Electronically Filed
Aug 15 2019 02:53 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No. 75917

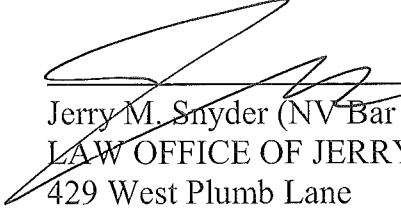
MOTION TO ASSOCIATE COUNSEL

Respondent Mono County, California hereby respectfully moves the Court for an order permitting Jason Canger, Deputy County Counsel for the County of Mono, California, to practice in Nevada pursuant to Nevada Supreme Court Rule 42 ("SCR 42"). This motion is supported by the attached "Verified Application for Association of Counsel Under Nevada Supreme Court Rule 42" (Exhibit A); the attached "Certificate of Standing" from the State Bar of California (Exhibit B); and the attached Statement from the State Bar of Nevada (Exhibit C).

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DATED: 8/15/15


Jerry M. Snyder (NV Bar No.6830)

LAW OFFICE OF JERRY M. SNYDER

429 West Plumb Lane

Reno, NV 89509

Telephone: (775) 449-5647

*Attorney for Respondent County of Mono,
California*

EXHIBIT A

**Verified Application for Association of Counsel Under
Nevada Supreme Court Rule 42**

Mineral County, et al.) No. 75917
)
)
)
 v.) VERIFIED APPLICATION FOR
) ASSOCIATION OF COUNSEL UNDER
) NEVADA SUPREME COURT RULE 42
 Lyon County, et al.)
)
)

93546, (760) 924-1700, jcanger@mono.ca.gov
 Zip Telephone Email

3. Petitioner has been retained personally or as a member of the above-named law firm by _____
_____ THE COUNTY OF MONO _____ to provide legal representation in connection with
the above-entitled matter now pending before the above referenced court.

4. Since _____ JUNE 3 _____ of _____ 2014 _____, Petitioner has been, and presently is, a member of good
standing of the bar of the highest court of the State of _____ CALIFORNIA _____ 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:

	<u>DATE ADMITTED</u>
<u>U.S. DISTRICT COURT, EASTERN DISTRICT OF CALIFORNIA</u>	<u>FEBRUARY 11, 2016</u>
<u>U.S. COURT OF APPEALS, NINTH CIRCUIT</u>	<u>AUGUST 10, 2017</u>

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)

JERRY M. SNYDER 6830
First Name Middle Name Last Name NV Bar #
who has offices at LAW OFFICE OF JERRY M. SNYDER
Firm Name/Company
429 WEST PLUMB LANE RENO WASHOE NV
Street Address City County State
89509 (775) 499-5647
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

SEE ATTACHMENT A

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, JASON THOMAS CANGER, do hereby swear/affirm under
Print Petitioner Name
penalty of perjury that the assertion 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 17th day of APRIL, 2019

[Signature]
Petitioner/Affiant (blue ink)

STATE OF California)
COUNTY OF Mono) ss

Subscribed and sworn to before me

this 17 day of April, 2019

[Signature]
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 JERRY SMYDER 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 13 day of MAY, 2019

Nevada Counsel of Record (blue ink)

STATE OF NEVADA)
) ss
COUNTY OF WASHOE)

Subscribed and sworn to before me

this 13th day of May, 2019

Angela Lord
Notary Public



ATTACHMENT A

Verified Application of Jason Canger Pursuant to Nevada SCR 42
Nevada Supreme Court Case No. 75917

Parties and counsel that have appeared in this action:

Mineral County and Walker Lake Working Group

Simeon Herskovits
Advocates for Community and the
Environment
P.O. Box 1075
El Prado, NM
87529
Phone: (575) 758-7202
Email:
simco@communityandenvironment.net

Sean Rowe
Mineral County District Attorney
P.O. Box 1210
Hawthorne, NV 89415
Phone: (775) 945-3636
Email: srowe@mineralcountynv.org

Walker River Irrigation District

Gordon H. DePaoli
Dale E. Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 98511
Phone: (775) 688-3000
Email: gdepauli@woodburnandwedge.com
Email: dferguson@woodburnandwedge.com

Lyon County

Jerry M. Snyder
429 West Plumb Lane
Reno, NV 89509
Phone: (775) 499-5647
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Roderick E. Walson
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Stephen B. Rye
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Email: srye@lyon-county.org

Centennial Livestock

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Bridgeport Ranchers Organization

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Steven G. Martin
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The Schroeder Group

Laura A. Schroeder
Therese Ure
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Phone: (775) 786-8800
Email: counsel@water-law.com
Email: therese@water-law.com

Nevada Department of Wildlife

Adam Paul Laxalt, Attorney General
Bryan L. Stockton, Senior Deputy Attorney General
100 North Carson Street
Carson City, NV 89701-4717
Phone: (775) 684-1228
Email: bstockton@ag.nv.gov



THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

CERTIFICATE OF STANDING

April 18, 2019

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, JASON T. CANGER, #296596 was admitted to the practice of law in this state by the Supreme Court of California on June 3, 2014; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "D. Velasco".

Denise Velasco
Custodian of Records

EXHIBIT B

Certificate of Standing from the State Bar of California



THE STATE BAR OF CALIFORNIA

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1617

TELEPHONE: 888-800-3400

CERTIFICATE OF STANDING

April 18, 2019

TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, JASON T. CANGER, #296596 was admitted to the practice of law in this state by the Supreme Court of California on June 3, 2014; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Trustees or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "D/V", is positioned above the printed name of the Custodian of Records.

Denise Velasco
Custodian of Records

EXHIBIT C

Statement from the State Bar of Nevada

1 STAT

2
3 IN THE SUPREME COURT OF THE STATE OF NEVADA

4 Case No. 75917

5
6 Mineral County

7 vs.

8 Lyon County

9 _____ /
10 STATE BAR OF NEVADA STATEMENT PURSUANT TO SUPREME COURT RULE
11 42 (3) (b)

12
13 THE STATE BAR OF NEVADA, in response to the application of
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
court, arbitrator, mediator, or administrative or governmental
16 hearing officer may revoke the authority of the person permitted to
appear under this rule. Absent special circumstances, repeated
17 appearances by any person or firm of attorneys pursuant to this rule
shall be cause for denial of the motion to associate such person.

18
19 (a) **Limitation.** It shall be presumed, absent special
circumstances, and only upon showing of good cause, that
20 more than 5 appearances by any attorney granted under
this rule in a 3-year period is excessive use of this
21 rule.

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

25 1. DATE OF APPLICATION: 5/16/2019

26 2. APPLYING ATTORNEY: Jason Thomas Canger, Esq.

27 ///

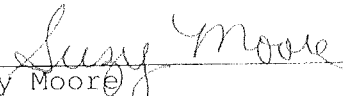
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1 3. FIRM NAME AND ADDRESS: Office of the Mono County Counsel's
2 Office, 452 Old Mammoth Road, Suite 308, Mammoth Lakes, CA
3 93546

4 4. NEVADA COUNSEL OF RECORD: Jerry M. Snyder, Esq., Law Office of
5 Jerry M. Snyder, 429 W. Plumb Lane, Reno, NV 89509

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

8 DATED this May 29, 2019

9 
10 Suzy Moore
11 Member Services Admin.
12 Pro Hac Vice Processor
13 STATE BAR OF NEVADA
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WALKER RIVER IRRIGATION)
DISTRICT; STATE OF NEVADA)
DEPARTMENT OF WILDLIFE;)
and COUNTY OF MONO,)
CALIFORNIA,)

Respondents.)

[PROPOSED] ORDER GRANTING MOTION
TO ASSOCIATE COUNSEL

On August ____, 2019, Respondent County of Mono, California, filed a motion to associate California attorney Jason Canger, Deputy County Counsel for the County of Mono, in this matter pursuant to Nevada Supreme Court Rule 42 (SCR 42). Attached to the motion to associate is a verified application, certificate of standing from the State Bar of California, and a SCR 42 statement. The Rule 42 statement indicates that Mr. Canger has not previously applied to appear in Nevada courts. *See* SCR 42(6) (repeated appearances by any person or firm pursuant to this rule shall be cause for denial of a motion).

Cause appearing, we grant the motion. Mr. Canger shall be permitted to appear on behalf of Respondent County of Mono, California, in this matter. Nevada attorney Jerry M. Snyder shall be responsible for all matters presented by Mr. Canger 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 is an active member of the State Bar of Nevada).

It is so ORDERED.

_____, C.J.

CERTIFICATE OF SERVICE

I certify that I am an employee of the LAW OFFICE OF JERRY M.

SNYDER and that on this _____ day of August, 2019, I served a copy of the foregoing (1) **MOTION TO ASSOCIATE COUNSEL** and (2) **[PROPOSED] ORDER GRANTING MOTION TO ASSOCIATE COUNSEL** by electronic filing to:

Gordon DePaoli
K. Kevin Benson
Brett C. Birdsong
Robert L. Eisenberg
Aaron D. Ford
Steven G. Martin
Nhu Q. Nguyen

Stephen B. Rye
Jerry M. Snyder
Bryan L. Stockton
Tori N. Sundheim
Therese A. Ure
Roderick E. Walston
Wes Williams, Jr.

I further certify that on the _____ day of August, 2019, I served, via USPS first class mail, a complete copy of the foregoing (1) **MOTION TO ASSOCIATE COUNSEL** and (2) **[PROPOSED] ORDER GRANTING MOTION TO ASSOCIATE COUNSEL** on the following attorneys of record who are not registered for electronic service:

Dale Ferguson
Woodburn and Wedge
6100 Neil Road, Suite 500
Reno, NV 89511

DATED: _____

8/15/19

