

IN THE SUPREME COURT OF THE STATE OF NEVADA

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NEVADA STATE EDUCATION
ASSOCIATION, NATIONAL
EDUCATION ASSOCIATION, RUBEN
MURILLO JR., ROBERT BENSON,
DIANE DI ARCHANGEL, AND JASON
WYCKOFF,

Appellants,

vs.

CLARK COUNTY EDUCATION
ASSOCIATION, JOHN VELLARDITA,
AND VICTORIA COURTNEY,

Respondents.

_____ /

Supreme Court Case No. 79208
District Court Case No. A761364
Electronically Filed
Sep 21 2020 10:44 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

MOTION TO WITHDRAW AS COUNSEL FOR APPELLANTS

Matthew Clash-Drexler, of the law firm Bredhoff & Kaiser, PLLC, currently counsel of record for Appellants NEVADA STATE EDUCATION ASSOCIATION, NATIONAL EDUCATION ASSOCIATION, RUBEN MURILLO JR., ROBERT BENSON, DIANE DI ARCHANGEL, AND JASON WYCKOFF (collectively, “the NSEA Appellants”), and pursuant to Nevada Rule of Appellate Procedure 46(e)(3), Supreme Court Rule 46, and Nevada Rule of Professional Conduct 1.16 (b)(1), moves to withdraw as counsel for the NSEA Appellants. The NSEA Appellants will continue to be represented by Debbie Leonard of Leonard Law, PC, and Robert Alexander and Georgina Yeomans (both

admitted *pro hac* vice) of Bredhoff & Kaiser, PLLC and may continue to be served with notice of all further proceedings in this matter in care of these attorneys.

The Motion is supported by the following Memorandum of Points and Authorities and the attached Declaration of Robert Alexander.

MEMORANDUM OF POINTS AND AUTHORITIES

NRAP 46(e)(3) provides that the “withdrawal of counsel may be effected only by filing a motion in the court” and requires a withdrawing attorney to serve a copy of the motion on the client and any adverse party. Supreme Court Rule 46 provides, in pertinent part, that “[t]he attorney in an action or special proceeding may be changed at any time ... [u]pon the order of the court or judge thereof on the application of the attorney or client.” Nevada Rule of Professional Conduct 1.16(b)(1) provides that a lawyer may withdraw from representing a client if “[w]ithdrawal can be accomplished without material adverse effect on the interests of the client.”

Attached hereto as Exhibit 1 is the Declaration of Robert Alexander in compliance with such rules.

WHEREFORE, the undersigned respectfully requests that this Court enter an order approving the withdrawal of Matthew Clash-Drexler as an attorney for the NSEA Appellants.

AFFIRMATION

Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

Date: September 21, 2020.

/s/ Debbie Leonard
Debbie Leonard (Nevada Bar No. 8260)
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Attorneys for NSEA Appellants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of Leonard Law, PC, and that on September 21, 2020, a copy of the foregoing document was electronically filed with the Clerk of the Court for the Nevada Supreme Court by using the Nevada Supreme Court's E-Filing system (E-Flex). Participants in the case who are registered with E-Flex as users will be served by the E-Flex system.

/s/ Tricia Trevino
An employee of Leonard Law, PC

EXHIBIT 1

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DECLARATION OF ROBERT ALEXANDER

I, Robert Alexander, Esq., do hereby swear under penalty of perjury that the assertions of this declaration are true and correct.

1. I am over the age of eighteen (18) years. I have personal knowledge of the facts stated within this declaration. If called as a witness, I would be competent to testify to these facts.

2. I am a member of the law firm of Bredhoff & Kaiser, PLLC and counsel for NEVADA STATE EDUCATION ASSOCIATION, NATIONAL EDUCATION ASSOCIATION, RUBEN MURILLO JR., ROBERT BENSON, DIANE DI ARCHANGEL, AND JASON WYCKOFF (collectively, “the NSEA Appellants”) in this matter. I was admitted *pro hac vice* in the district court and filed in this Court, along with a notice of appearance, the order granting my *pro hac vice* admission.

3. In addition to me, two other lawyers from the Bredhoff & Kaiser firm have been admitted *pro hac vice* in this matter: Mathew Clash-Drexler and Georgina Yeomans.

4. This declaration is offered in support of Mathew Clash-Drexler’s Motion to Withdraw as Counsel for Appellants.

5. All the NSEA Appellants have been provided a copy of this motion.

6. The NSEA Appellants will continue to be represented by me, Ms. Yeomans, and Debbie Leonard of Leonard Law, PC. As a result, the withdrawal of Mr. Clash-Drexler will have no material adverse effect on the interests of the clients.

7. The motion is being served on the adverse parties through the Court's electronic filing system.

8. This declaration is not intended, and should not be construed, to waive any applicable attorney-client privilege or attorney work product doctrine.

I declare under penalty of perjury that the foregoing is true and correct.

Dated:

September 21, 2020


ROBERT ALEXANDER