

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Elizabeth A. Brown
Clerk of Supreme Court

JAMES PARSONS, INDIVIDUALLY AND AS SPECIAL ADMINISTRATOR
OF THE ESTATE OF CAROLYN LEE PARSONS; ANN-MARIE PARSONS,
Appellants,

vs.

COLT'S MANUFACTURING COMPANY LLC; COLTS DEFENSE LLC;
DANIEL DEFENSE INC.; PATRIOT ORDNANCE FACTORY; FN AMERICA;
NOVESKE RIFLEWORKS LLC; CHRISTENSEN ARMS; LEWIS MACHINE &
TOOL COMPANY; LWRC INTERNATIONAL LLC; DISCOUNT FIREARMS
AND AMMO LLC; DF&A HOLDINGS, LLC; MAVERICK INVESTMENTS,
LP; SPORTSMAN'S WAREHOUSE; GUNS AND GUITARS INC.,
Respondents.

**MOTION TO FILE *AMICUS CURIAE* BRIEF OF NATIONAL SHOOTING
SPORTS FOUNDATION IN SUPPORT OF RESPONDENTS**

Pursuant to Rule 29 of the Nevada Rules of Appellate Procedure, the National Shooting Sports Foundation moves this Court for leave to file the accompanying *amicus curiae* brief in support of the Respondents.

The National Shooting Sports Foundation ("NSSF") is the trade association for the firearms industry. Founded in 1961, NSSF is a non-profit corporation with a membership of more than 9,000 federally licensed firearms manufacturers and sellers, public and private shooting ranges, gun clubs, sportsmen's organizations,

publishers, and individuals. NSSF files *amicus curiae* briefs in federal and state court cases on issues of importance to the firearms industry.

NSSF's mission is to promote, protect, and preserve hunting and shooting sports by providing trusted leadership in addressing industry challenges; advancing participation in and understanding of hunting and shooting sports; reaffirming and strengthening its members' commitment to the safe and responsible sale and use of their products; and promoting a political environment supportive of America's traditional hunting and shooting heritage and Second Amendment freedoms.

NSSF has a strong interest in the continued vitality of the hunting and shooting sports industry. It has developed an expertise in federal and state legislative efforts to protect firearms industry members from lawsuits based on theories of liability that are without basis in the law. These lawsuits have most typically assigned blame to firearm industry members for damages caused when criminals misuse lawfully sold, non-defective firearms. The burden of litigating these lawsuits poses a threat to the hunting and shooting sports industry and to the constitutionally-protected right of access to firearms by law-abiding citizens.

NSSF seeks leave to submit the accompanying *amicus curiae* brief because the case at bar threatens to impose broad new tort liability against the manufacturers and sellers of lawful firearms that were criminally misused in a horrific act of violence after they were lawfully sold following completion of

federally mandated background checks. The case implicates fundamental issues of tort law and public policy that impact the entire firearms industry, for which NSSF is well-suited to address. The accompanying brief seeks to assist the Court by providing a national perspective on these issues and why the Court should answer the certified questions in the negative.

For these reasons, NSSF respectfully asks the Court to grant this motion and accept the accompanying brief.

DATED this 25th day of September, 2020.

SHOOK, HARDY & BACON L.L.P.

By: /s/ Jenn O. Hatcher

JENN O. HATCHER

Nevada Bar No. 14248

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CERTIFICATE OF SERVICE

Pursuant to NRAP 25(c), I hereby certify that on the 25th day of September, 2020, I electronically filed the foregoing Motion with the Clerk of the Court by using the CM/CMF system which will send a notice of electronic filing and service upon the Court's Service List for the above-referenced case.

/s/ Jenn O. Hatcher
JENN O. HATCHER