

ERICH M. MARTIN,
Appellant,
vs.
RAINA L. MARTIN,
Respondent.

Electronically Filed
Apr 15 2022 09:13 a.m.
Case No. 81810-82517
Elizabeth A. Brown
Clerk of Supreme Court

MOTION FOR LEAVE TO PARTICIPATE AS *AMICUS CURIAE*

The American Academy of Matrimonial Lawyers (“AAML”), hereby requests leave to file a Brief in this matter pursuant to NRAP 29(c). Pursuant to Supreme Court’s Order dated March 31, 2022, any amicus briefs are to be filed no later than May 2, 2022. Therefore, the AAML has not attached their proposed brief hereto, but intends to file the same on or before May 2, 2022, pursuant to this Court’s Order.

I. THE AAML'S INTEREST

The AAML is a national organization of nearly 1,650 matrimonial attorneys practicing in the United States. The AAML was founded in 1962 by highly-regarded family law attorneys “to encourage the study, improve the practice, elevate the standards and advance the cause of matrimonial law, to the end that the welfare of the family and society be protected.” The AAML has

1 published numerous articles with respect to family law matters, including the
2 division of property and orders relating to the same.¹ The AAML has also
3
4 adopted resolutions addressing military retirement benefits and military-related
5 divorce matters and has submitted detailed position papers to the U.S. Congress
6
7 regarding the Uniformed Services Former Spouses Protection Act (“USFSPA”)
8 and related issues, among other issues related to military divorces.

9
10 The AAML, in furtherance of its directives, seeks to participate as
11 *Amicus Curiae* in this matter as the issues before this court deal with the
12 interpretation of national law by the courts of the various states, which in turn
13 has an impact on the various practices and standards utilized by AAML members
14 across the nation.

17 **II. THE BRIEF IS DESIRABLE**

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19 Given the perspective of the AAML as a national organization, as
20 well as its continual involvement both scholastically, and as a participant in
21 national law related to military divorces and the USFSPA, the AAML believes
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23
24 ¹ The *Journal of the American Academy of Matrimonial Lawyers* is a scholarly law review
25 published semiannually by the AAML in conjunction with the University of Missouri Kansas
26 City School of Law, which is available at <https://aaml.org/page/AAMLJournal>.

1 their participation as *Amicus Curiae* will be of benefit to the Nevada Supreme
2 Court in this matter. The case law and statutes involved in these issues are part
3
4 of an ever changing landscape. The AAML can offer a unique perspective both
5 with respect to the application of United States Supreme Court case law to
6
7 Nevada law, as well as the majority and minority trends across the various states,
8 for this Court to consider in reviewing the decision at issue.

CONCLUSION

11 For the reasons stated herein, the American Academy of
12
13 Matrimonial Lawyers - National, hereby requests permission to participate as
14 *Amicus Curiae* in this matter, and to be permitted to file its brief on or before
15
16 May 2, 2022, pursuant to this Court's Order of March 31, 2022.

17 DATED this 14 day of April, 2022.

18 KAINEN LAW GROUP, PLLC

19
20 By: 

21 RACHEAL H. MASTEL, ESQ.

22 Nevada Bar No. 11646

23 3303 Novat Street, Suite 200

24 Las Vegas, Nevada 89129

25 *On Behalf of the American Academy*
26 *of Matrimonial Lawyers - National*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 15th day of April, 2022, I caused to be served the *Motion for Leave to Participate as Amicus Curiae* to all interested parties as follows:


___ BY MAIL: Pursuant to NRCP 5(b), I caused a true copy thereof to be placed in the U.S. Mail, enclosed in a sealed envelope, postage fully prepaid thereon, addressed as follows:

___ BY CERTIFIED MAIL: I caused a true copy thereof to be placed in the U.S. Mail, enclosed in a sealed envelope, certified mail, return receipt requested, postage fully paid thereon, addressed as follows:

___ BY FACSIMILE: Pursuant to EDCR 7.26, I caused a true copy thereof to be transmitted, via facsimile, to the following number(s):

X BY ELECTRONIC MAIL: Pursuant to NRAP 25(c) and NEFCR Rule 9, I caused a true copy thereof to be served via electronic mail, via the Supreme Court Electronic Filing System.

Chad Clement
Marshal Willick
Kathleen Wilde


An Employee of
KAINEN LAW GROUP, PLLC