

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

NEVADA COLLECTORS  
ASSOCIATION, a Nevada non-profit  
corporation,

Appellant,

vs.

SANDY O’LAUGHLIN, in her official  
capacity as Commissioner of the State  
of Nevada Department of Business and  
Industry and Financial Institution  
Division; STATE OF NEVADA  
DEPARTMENT OF BUSINESS AND  
INDUSTRY FINANCIAL  
INSTITUTIONS DIVISION;  
JUSTICE COURT OF LAS VEGAS  
TOWNSHIP,

Respondents.

No. 81930

Electronically Filed  
Nov 15 2021 03:11 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF THE  
LEGAL AID CENTER OF SOUTHERN NEVADA**

**(In Support of Respondents)**

The Legal Aid Center of Southern Nevada (“LACSN”) files this motion seeking leave of this Court to file a proposed amicus curiae brief. This motion is made pursuant to NRAP 29(c) and is based upon the following:

**I. AMICUS INTEREST AND REASONS FOR FILING THE BRIEF**

LACSN is a private, non-profit 501(c)(3) corporation dedicated to the preservation of access to justice and the provision of quality legal counsel, advice

and representation for individuals who are unable to protect their rights because they cannot afford an attorney. To fulfill its mission, LACSN provides free legal counsel to qualified, low-income individuals who otherwise would not be able to retain an attorney.

LACSN has considerable experience assisting low-income Nevadans who are defending against consumer debt collection actions in Nevada's courts. LACSN participated extensively in the drafting and subsequent legislative process of A.B. 477, the bill being challenged before this Court by Appellants. Because of this experience and history, LACSN is in the unique position to inform this Court of the history of A.B. 477, and the policy considerations which resulted in its enactment. This Court's decision in this appeal will have profound implications on LACSN's low-income clients, as well as all Nevadans.

LACSN submits this amicus brief in support of Respondents. LACSN's brief will not address the ultimate constitutional implications of A.B. 477 that give rise to this appeal. Instead, LACSN's brief will provide this Court with the history of A.B. 477, and the legal, policy and statistical considerations upon which it is based.

LACSN has given authority to Fennemore Craig, P.C. and Gesund & Paillet, LLC to file this brief on behalf of LACSN. Peter Goatz, Esq. is an attorney with LACSN's Consumer Rights Project, and has the authority to file an appeal or

authorize counsel to appear on behalf of LACSN. Accordingly, LACSN respectfully requests leave to file a proposed amicus curiae brief.

DATED: November 15, 2021

**FENNEMORE CRAIG, P.C.**

By: /s/ Therese M. Shanks  
Therese M. Shanks, Esq.  
NV Bar No. 12890  
7800 Rancharrah Parkway  
Reno, NV 89511  
Tel: (775) 788-2257  
[tshanks@fennemorelaw.com](mailto:tshanks@fennemorelaw.com)

-AND-

Keren Gesund  
NV Bar No. 10881  
GESUND & PAILET  
7464 W. Sahara Avenue  
Las Vegas, NV 89117  
Tel: (702) 544-7165  
[keren@gp-nola.com](mailto:keren@gp-nola.com)

*Pro Bono Attorneys for Amicus Curiae  
Legal Aid of Southern Nevada, Inc.*

## **CERTIFICATE OF SERVICE**

I hereby certify that I am an employee of Fennemore Craig and that on November 15, 2021 I served the foregoing **MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF THE LEGAL AID CENTER OF SOUTHERN NEVADA** via this Court's Electronic Filing System, or if necessary by U.S. Mail to the following:

<p>Patrick J. Reilly, Esq. Eric D. Walther, Esq. BROWNSTEIN HYATT FARBER SCHRECK, LLP 100 N. City Parkway, Ste. 1600 Las Vegas, Nevada 89106-4614 <a href="mailto:preilly@hhfs.com">preilly@hhfs.com</a> <a href="mailto:ewalther@bhfs.com">ewalther@bhfs.com</a></p> <p>Attorneys for Appellant</p>	<p>Aaron D. Ford, Esq. Michelle D. Briggs, Esq. Donald J. Bordelove, Esq. STATE OF NEVADA OFFICE OF THE ATTORNEY GENERAL 555 E. Washington Ave., Ste. 3900 Las Vegas, Nevada 89101 <a href="mailto:inbriggs@ag.nv.gov">inbriggs@ag.nv.gov</a> <a href="mailto:dbordelove@ag.nv.gov">dbordelove@ag.nv.gov</a></p> <p>Attorneys for Respondent, State of Nevada</p>
<p>Thomas D. Dillard, Jr., Esq. OLSON CANNON GORMLEY &amp; STOBERSKI 9950 West Cheyenne Avenue Las Vegas, Nevada 89129</p> <p>Attorney for Respondent Justice Court of Las Vegas Township</p>	

/s/ Diana L. Wheelen  
an employee of Fennemore Craig