

IN THE SUPREME COURT OF THE STATE OF NEVADA

NEVADA POLICY RESEARCH
INSTITUTE, a Nevada domestic
nonprofit corporation,

Appellant,

vs.

NICOLE J. CANNIZZARO, an
individual engaging in dual
employment with the Nevada State
Senate and Clark County District
Attorney; JASON FRIERSON, an
individual engaging in dual
employment with the Nevada State
Assembly and Clark County Public
Defender; HEIDI SEEVERS
GANSERT, an individual engaging in
dual employment with the Nevada State
Senate and University of Nevada, Reno;
GLEN LEAVITT, an individual
engaging in dual employment with the
Nevada State Assembly and Regional
Transportation Commission;
BRITTNEY MILLER, an individual
engaging in dual employment with the
Nevada State Assembly and Clark
County School District; DINA NEAL,
an individual engaging in dual
employment with the Nevada State
Senate and Nevada State College;
JAMES OHRENSCHALL, an
individual engaging in dual
employment with the Nevada State
Senate and Clark County Public
Defender; MELANIE SCHEIBLE, an
individual engaging in dual
employment with the Nevada State

Electronically Filed
Feb 09 2021 04:11 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No. 82341

Appeal from Eighth Judicial District
Court, Clark County, Nevada
Case No. A-20-817757-C

**RESPONDENT HEIDI
SEEVERS GANSERT'S
MOTION TO DISMISS**

Senate and Clark County District Attorney; JILL TOLLES, an individual engaging in dual employment with the Nevada State Assembly and University of Nevada, Reno; SELENA TORRES, an individual engaging in dual employment with the Nevada State Assembly and Clark County School District; and THE LEGISLATURE OF THE STATE OF NEVADA,

Respondents.

RESPONDENT HEIDI SEEVERS GANSERT’S MOTION TO DISMISS

Respondent Heidi Seevers Gansert, by and through her counsel, Berna Rhodes-Ford, General Counsel for Nevada State College, and Gary A. Cardinal, Assistant General Counsel for the University of Nevada, Reno, hereby moves for dismissal of this Appeal as to Respondent Gansert only on the basis that she is no longer engaged in dual employment, which was the reason Appellant Nevada Policy Research Institute brought suit against her initially.

While Respondent Gansert continues to serve as a duly elected State Senator, she is no longer employed as the Executive Director, External Relations for the University of Nevada, Reno, having resigned effective January 8, 2021, with no intention to return to that position. See ¶ 2, Declaration of Heidi Seevers Gansert, attached hereto as Exhibit 1 and incorporated herein by reference. Moreover, Respondent Gansert is not currently employed in any other executive branch position with any State agency. *Id. at* ¶ 3. Accordingly, Respondent

Gansert should no longer be a party to this litigation and requests that this matter be dismissed as against her.

Respectfully submitted, this 9th day of February, 2021.

/s/ Berna L. Rhodes-Ford

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Attorneys for Respondents

Heidi Seevers Gansert, Dina Neal

and Jill Tolles

CERTIFICATE OF SERVICE

Pursuant to NRAP 25(d) I hereby certify that I am an employee of the University of Nevada, Reno, an institution of the Nevada System of Higher Education, and that on the 9th day of February, 2021, I electronically filed the preceding document with the Clerk of the Court by using the Court's electronic filing system which will send a notice of electronic filing to the following:

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/s/ Michelle A. Ené

Employee of the University of Nevada,
Reno of the Nevada System of Higher
Education

EXHIBIT 1

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DECLARATION OF HEIDI SEEVERS GANSERT

I, HEIDI SEEVERS GANSERT, make this Declaration pursuant to NRS 53.045 and state that the assertions of this Declaration are true, except as to those matters stated on information and belief, and that as to such matters, I believe them to be true. I am personally familiar with the facts set forth in this Declaration and am competent to testify to such matters if called upon to do so.

1. I was previously employed as the Executive Director, External Relations for the University of Nevada, Reno.
2. I resigned my position with the University, effective January 8, 2021 and do not intend to return to that position.
3. I am not currently employed in any other executive branch position with any State agency.

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

Executed on this 8 day of February, 2021.


HEIDI SEEVERS GANSERT