

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREEMAN EXPOSITIONS, LLC,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF
NEVADA, IN AND FOR THE
COUNTY OF CLARK; AND THE
HONORABLE VERONICA
BARISICH, DISTRICT JUDGE,

Respondents,

and

JAMES ROUSHKOLB,

Real Party in Interest.

No. 83172

Electronically Filed
Jan 21 2022 10:46 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF
THE NEVADA JUSTICE ASSOCIATION
(In Support of Real Party in Interest)

The Nevada Justice Association (“NJA”) files this motion seeking leave of this Court to file the proposed amicus curiae brief. This motion is made pursuant to NRAP 29(c) and is based upon the following:

AMICUS INTEREST AND REASONS FOR FILING THE BRIEF

NJA is a non-profit organization of independent lawyers in the

State of Nevada who represent consumers and share the common goal of improving the civil justice system. NJA advocates for Nevadans, ensuring that Nevada consumer continue to have ready and meaningful access to the courts. NJA also works to advance the science of jurisprudence, to promote the administration of justice for the public good, and to uphold the honor and dignity of the legal profession.

Amicus intervention is appropriate where “the amicus has unique information or perspective that can help the court beyond the help that the lawyers for the parties are able to provide.” *Ryan v. Commodity Futures Trading Comm’n*, 125 F.3d 1062, 1063 (7th Cir. 1997). The role of an amicus curiae is also to provide the Court with additional authorities not presented in the parties’ briefs. *See Miller-Wohl Co. v. Comm’n of Labor & Indus.*, 694 F.2d 203, 204 (9th Cir. 1982) (indicating that the classic role of an amicus curiae is to assist in cases of general public interest and to supplement the efforts of counsel by drawing the court’s attention to law that may have escaped consideration). Through its proposed brief, NJA provides this Court with a robust analysis of whether a collective bargaining agreement can waive an employee’s statutory rights absent a clear and unmistakable waiver. This analysis

provides the Court with additional authorities beyond those presented in the parties' briefs.

Accordingly, NJA respectfully requests leave to file the proposed amicus curiae brief.

DATED this 21st day of January 2022.

CLAGGETT & SYKES LAW FIRM

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF OF THE NEVADA JUSTICE ASSOCIATION (In Support of Real Party in Interest)** with the Supreme Court of Nevada on the 21st day of January 2022. Electronic service of the foregoing document was made in accordance with the Master Service List as follows:

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I further certify that I emailed the foregoing document to the following:

Hon. Veronica M. Barisich, D.J.
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Respondents

/s/ Anna Gresl

Anna Gresl, an employee of
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