

**In the
Supreme Court of the State of Nevada**

NATHANIEL HELTON, an
individual,

Appellant,

vs.

NEVADA VOTERS FIRST PAC, a
Nevada Committee for Political
Action; TODD L. BICE, in his
capacity as the President of
NEVADA VOTERS FIRST PAC;
and BARBARA CEGAVSKE, in
her official capacity as NEVADA
SECRETARY OF STATE,

Respondents.

Electronically Filed
Apr 19 2022 04:01 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No.: 84110
District Court Case No.:
21 OC 001721B

**APPELLANT'S RENEWED MOTION TO
ASSOCIATE COUNSEL ELISABETH FROST, ESQ.,
PURSUANT TO NEVADA SUPREME COURT RULE 42**

Appellant hereby moves the Court for an Order permitting Elisabeth Frost, Esq., to practice in Nevada pursuant to Nevada Supreme Court Rule 42 (SCR 42). The First Judicial District Court did not file an Order admitting Elisabeth Frost, Esq. and this matter is now pending before the Supreme Court. Appellant previously submitted a Motion to Associate Counsel before this Court on February 3, 2022. This renewed motion is supported by the "Verified Application for Association of Counsel" (Exhibit 1), "Certificate of Good Standings" from

New York and the District of Columbia (Exhibit 2), and “State Bar of Nevada Statement” (Exhibit 3).

DATED this 19th day of April, 2022.

**WOLF, RIFKIN, SHAPIRO,
SCHULMAN & RABKIN, LLP**

By: /s/ Bradley S. Schragger

BRADLEY S. SCHRAGER, ESQ. (NSB 10217)
JOHN SAMBERG, ESQ. (NSB 10828)
DANIEL BRAVO, ESQ. (NSB 13078)
ERIC LEVINRAD, ESQ. (*pro hac vice*)
3773 Howard Hughes Parkway, Suite 590 South
Las Vegas, Nevada 89169

MARC E. ELIAS, ESQ. (*pro hac vice*)
SPENCER MCCANDLESS, ESQ. (*pro hac vice*)
ELISABETH FROST, ESQ.
(*pro hac vice pending*)
ELIAS LAW GROUP LLP
10 G St. NE Suite 600
Washington, DC 20002

LINDSAY MCALEER, ESQ. (*pro hac vice*)
ELIAS LAW GROUP LLP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101

Attorneys for Appellant

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of April, 2022, a true and correct copy of the **APPELLANT'S RENEWED MOTION TO ASSOCIATE COUNSEL** was served upon all counsel of record by electronically filing the document using the Nevada Supreme Court's electronic filing system:

Craig A. Newby, Esq.
**OFFICE OF THE ATTORNEY
GENERAL**
555 E. Washington Avenue, Suite
#3900
Las Vegas, NV 89101
CNewby@ag.nv.gov

Attorney for Barbara Cegavske

Todd Bice, Esq.
Jordan T. Smith, Esq.
John A. Fortin, Esq.
PISANELLI BICE, PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101
tlb@pisanellibice.com
JTS@pisanellibice.com
JAF@pisanellibice.com

*Attorneys for Nevada Voters First
PAC and Todd L. Bice*

By /s/ Dannielle Fresquez

Dannielle Fresquez, an Employee of
WOLF, RIFKIN, SHAPIRO,
SCHULMAN & RABKIN, LLP

EXHIBIT 1

EXHIBIT 1

ORIGINAL

**IN THE FIRST JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA IN AND FOR CARSON CITY**

NATHANIEL HELTON, an individual,
Plaintiff,

vs.

NEVADA VOTERS FIRST PAC, a
Nevada Committee for Political Action;
TODD L. BICE, in his capacity as the
President of NEVADA VOTERS FIRST
PAC; and BARBARA CEGAVSKE, in
her official capacity as NEVADA
SECRETARY OF STATE,

Defendants.

Case No.: 21 OC 00172 1B
Dept.: II

**VERIFIED APPLICATION FOR ASSOCIATION
OF COUNSEL UNDER NEVADA SUPREME COURT RULE 42**

Elisabeth Carmel Frost, Petitioner, respectfully represents:
First Middle Name Last

1. Petitioner resides at 2606 N Fillmore Street
Street Address

Arlington , Arlington County , VA , 22207
City County State Zip Code

(202) 380-8420
Telephone

2. Petitioner is an attorney at law and a member of the law firm of: Elias Law Group, LLP

with offices at 10 G St NE, Ste 600
Street Address

Washington , DC , 20002
City County State Zip Code

(202) 968-4513 , efrost@elias.law
Telephone Email

3. Petitioner has been retained personally or as a member of the above named law firm by _____
Nathaniel Helton to provide legal representation in connection with the above-entitled matter now pending before the above referenced court.

4. Since May of 2012, petitioner has been, and presently is, a member of good standing of the bar of the highest court of the State of District of Columbia where petitioner regularly practices law.

5. Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States, and/or courts of other states on the dates indicated for each, and is presently a member in good standing of the bars of said Courts:

See attached.

6. Is Petitioner currently suspended or disbarred in any court? You must answer yes or no. If yes, give particulars; e.g., court, jurisdiction, date: No.

7. Is Petitioner currently subject to any disciplinary proceedings by any organization with authority at law? You must answer yes or no. If yes, give particulars, e.g. court, discipline authority, date, status: No.

8. Has Petitioner ever received public discipline including, but not limited to, suspension or disbarment, by any organization with authority to discipline attorneys at law? You must answer yes or no. If yes, give particulars, e.g. court, discipline authority, date, status: No.

9. Has Petitioner ever had any certificate or privilege to appear and practice before any regulatory administrative body suspended or revoked? You must answer yes or no. If yes, give particulars, e.g. date, administrative body, date of suspension or reinstatement: No.

10. Has Petitioner, either by resignation, withdrawal, or otherwise, ever terminated or attempted to terminate Petitioner's office as an attorney in order to avoid administrative, disciplinary, disbarment, or suspension proceedings? You must answer yes or no. If yes, give particulars: No.

11. Petitioner, or any member of petitioner's firm, has/have filed the following application(s) to appear as counsel under Nevada Supreme Court Rule 42 during the past three (3) years in the following matter(s), if none, indicate so: *(do not include Federal Pro Hacs)*

<u>Date of Application</u>	<u>Cause</u>	<u>Title of Court Administrative Body or Arbitrator</u>	<u>Was Application Granted or Denied?</u>
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Please see attached.

(If more space is needed, you may list previous applications on a separate attachment.)

12. Nevada Counsel of Record for Petition in this matter is:

(must be the same as the signature on the Nevada Counsel consent page)

<u>Bradley</u>	<u>Scott</u>	<u>Schrager</u>	<u>10217</u>
First Name	Middle Name	Last Name	NV Bar #

who has offices at Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP,
 Firm Name/Company

3773 Howard Hughes Parkway, Suite 590 South, Las Vegas, Clark,
 Street Address City County

89169, (702) 341-5200,
 Zip Code Phone Number

13. The following accurately represents the names and addresses of each party in this matter, WHETHER OR NOT REPRESENTED BY COUNSEL, and the names and addresses of each counsel of record who appeared for said parties: (You may attach as an Exhibit if necessary.)

NAME	MAILING ADDRESS
------	-----------------

Please see attached.

14. Petitioner agrees to comply with the provisions of Nevada Supreme Court Rule 42(3) and (13) and Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada in accordance with provisions as set forth in SCR 42(3) and (13). Petitioner respectfully requests that Petitioner be admitted to practice in the above-entitled court FOR THE PURPOSES OF THIS MATTER ONLY.

15. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

I, Elisabeth Carmel Frost, do hereby swear/affirm under penalty of perjury that the assertions

Print Petitioner Name

of this application and the following statements are true:

- 1) That I am the Petitioner in the above entitled matter.
- 2) That I have read Supreme Court Rule (SCR) 42 and meet all requirements contained therein,

including, without limitation, the requirements set forth in SCR 42(2), as follows:

- (A) I am not a member of the State Bar of Nevada;
 - (B) I am not a resident of the State of Nevada;
 - (C) I am not regularly employed as a lawyer in the State of Nevada;
 - (D) I am not engaged in substantial business, professional, or other activities in the State of Nevada;
 - (E) I am a member in good standing and eligible to practice before the bar of any jurisdiction of the United States; and
 - (F) I have associated a lawyer who is an active member in good standing of the State Bar of Nevada as counsel of record in this action or proceeding.
- 2) That I have read the foregoing application and know the contents thereof; that the same is true of my own knowledge except as to those matters therein stated on information and belief, and as to the matter I believe them to be true.

That I further certify that I am subject to the jurisdiction of the Courts and disciplinary boards of this state with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada; that I understand and shall comply with the standards of professional conduct required by members of the State Bar of Nevada; and that I am subject to the disciplinary jurisdiction to the State Bar of Nevada with respect to any of my actions occurring in the course of such appearance.

DATED this 17th day of December, 2021

Elisabeth D

Petitioner/Affiant (blue ink)

STATE OF Virginia)
) ss
COUNTY OF Fairfax)

Subscribed and sworn to before me

this 17 day of December, 2021

Notary Public

[Signature]



DESIGNATION, CERTIFICATION AND CONSENT OF NEVADA COUNSEL

SCR 42(14) Responsibilities of Nevada attorney of record.

(a) The Nevada attorney of record shall be responsible for and actively participate in the representation of a client in any proceeding that is subject to this rule.

(b) The Nevada attorney of record shall be present at all motions, pre-trials, or any matters in open court unless otherwise ordered by the court.

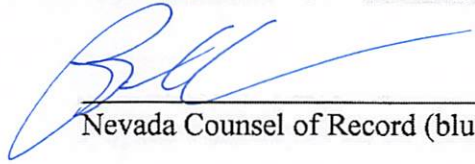
(c) The Nevada attorney of record shall be responsible to the court, arbitrator, mediator, or administrative agency or governmental body for the administration of any proceeding that is subject to this rule and for compliance with all state and local rules of practice. It is the responsibility of Nevada counsel to ensure that the proceeding is tried and managed in accordance with all applicable Nevada procedural and ethical rules.

I Bradley S. Schrager, hereby agree to associate with Petitioner referenced hereinabove

Print Nevada Counsel Name

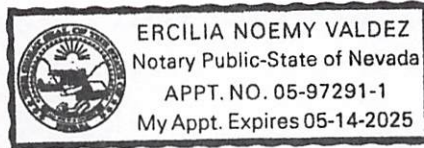
and further agree to perform all of the duties and responsibilities as required by Nevada Supreme Court Rule 42.

DATED this 3 day of January, 2022



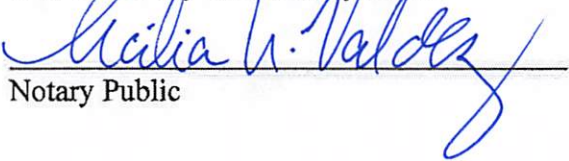
Nevada Counsel of Record (blue ink)

STATE OF NEVADA)
) ss
COUNTY OF CLARK)



Subscribed and sworn to before me

this 3 day of January, 2022



Notary Public

ELISABETH C. FROST

ADMISSIONS

Court	Date Admitted	Active Member in Good Standing?
District of Columbia	May 11, 2012	Yes
New York State	October 22, 2008	Yes
U.S. Supreme Court	March 7, 2016	Yes
U.S. Court of Appeals for the D.C. Circuit	February 23, 2015	Yes
U.S. Court of Appeals for the First Circuit	December 19, 2018	Yes
U.S. Court of Appeals for the Fourth Circuit	April 29, 2011	Yes
U.S. Court of Appeals for the Fifth Circuit	July 30, 2020	Yes
U.S. Court of Appeals for the Seventh Circuit	August 25, 2016	Yes
U.S. Court of Appeals for the Ninth Circuit	September 27, 2012	Yes
U.S. Court of Appeals for the Eleventh Circuit	April 12, 2017	Yes
U.S. District Court for the District of Colorado	September 10, 2021	Yes
U.S. District Court for the District of Columbia	February 4, 2013	Yes
U.S. District Court for the Eastern District of New York	January 29, 2009	Yes
U.S. District Court for the Southern District of New York	December 23, 2008	Yes
U.S. District Court for the Northern District of New York	June 2016	Yes
U.S. District Court for the Western District of Wisconsin	September 3, 2015	Yes

**Response to Question 11 of Verified Application for Association of Counsel
Under Nevada Supreme Court Rule 42**

Applicant	Date of Application	Cause	Title of Court, Administrative Body Or Arbitrator	Granted (G) or Denied (D)
Brewster, Henry	4/29/2020	<i>Corona v. Cegavske</i> , 20-OC-00064-1B	1st Judicial District for Carson City	G
Brewster, Henry	11/19/2020	<i>Law v. Whitmer</i> , 20-OC-00163-1B	1st Judicial District for Carson City	G
Elias, Marc	4/27/2020	<i>Corona v. Cegavske</i> , 20-OC-00064-1B	1st Judicial District for Carson City	G
Elias, Marc	11/20/2020	<i>Law v. Whitmer</i> , 20-OC-00163-1B	1st Judicial District for Carson City	G
Hawley, Jonathan	11/20/2020	<i>Law v. Whitmer</i> , 20-OC-00163-1B	1st Judicial District for Carson City	G
Hawley, Jonathan	4/29/2020	<i>Corona v. Cegavske</i> , 20-OC-00064-1B	1st Judicial District for Carson City	G
Hawley, Jonathan	9/22/2020	<i>EIP of Nevada v. Cegavske</i> , A-20-820510-C	8th Judicial District for Clark County	G
Jasrasaria, Jyoti	11/20/2020	<i>Law v. Whitmer</i> , 20-OC-00163-1B	1st Judicial District for Carson City	G
Khanna, Abha	5/6/2020	<i>Corona v. Cegavske</i> , 20-OC-00064-1B	1st Judicial District for Carson City	G
Khanna, Abha	11/23/2020	<i>Law v. Whitmer</i> , 20-OC-00163-1B	1st Judicial District for Carson City	G
Khanna, Abha	9/15/2020	<i>EIP of Nevada v. Cegavske</i> , A-20-820510-C	8th Judicial District for Clark County	G

Exhibit A to Verified Application for Association of Counsel Question 13

PLAINTIFF	ADDRESS	COUNSEL
Nathaniel Helton	c/o BRADLEY S. SCHRAGER, ESQ. JOHN SAMBERG, ESQ. DANIEL BRAVO, ESQ. ERIC LEVINRAD, ESQ. WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP 3773 Howard Hughes Parkway, Suite 590 South Las Vegas, Nevada 89169	BRADLEY S. SCHRAGER, ESQ. JOHN SAMBERG, ESQ. DANIEL BRAVO, ESQ. ERIC LEVINRAD, ESQ. WOLF, RIFKIN, SHAPIRO, SCHULMAN & RABKIN, LLP 3773 Howard Hughes Parkway, Suite 590 South Las Vegas, Nevada 89169
	MARC E. ELIAS, ESQ. SPENCER MCCANDLESS, ESQ. <i>Rule 42 Applications for Associate of Counsel to Be Filed</i> ELIAS LAW GROUP LLP 10 G St. NE Suite 600 Washington, DC 20002	MARC E. ELIAS, ESQ. SPENCER MCCANDLESS, ESQ. <i>Rule 42 Applications for Associate of Counsel to Be Filed</i> ELIAS LAW GROUP LLP 10 G St. NE Suite 600 Washington, DC 20002
	LINDSAY MCALEER, ESQ. <i>Rule 42 Application for Associate of Counsel to Be Filed</i> ELIAS LAW GROUP LLP 1700 Seventh Ave, Suite 2100 Seattle, WA 98101	LINDSAY MCALEER, ESQ. <i>Rule 42 Application for Associate of Counsel to Be Filed</i> ELIAS LAW GROUP LLP 1700 Seventh Ave, Suite 2100 Seattle, WA 98101

DEFENDANT

Barbara Cagavske, in her official capacity
as Nevada Secretary of State

ADDRESS

c/o Craig A. Newby, Esq.
**OFFICE OF THE ATTORNEY
GENERAL**
555 E. Washington Avenue, Suite #3900
Las Vegas, NV 89101

COUNSEL

Craig A. Newby, Esq.
**OFFICE OF THE ATTORNEY
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555 E. Washington Avenue, Suite #3900
Las Vegas, NV 89101

DEFENDANT

Nevada Voters First PAC

ADDRESS

c/o Todd Bice, Esq.
Jordan T. Smith, Esq.
PISANELLI BICE, PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101

COUNSEL

c/o Todd Bice, Esq.
Jordan T. Smith, Esq.
PISANELLI BICE, PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101

DEFENDANT

Todd L. Bice

ADDRESS

c/o Todd Bice, Esq.
Jordan T. Smith, Esq.
PISANELLI BICE, PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101

COUNSEL

c/o Todd Bice, Esq.
Jordan T. Smith, Esq.
PISANELLI BICE, PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101

EXHIBIT 2

EXHIBIT 2



*Appellate Division of the Supreme Court
of the State of New York
Third Judicial Department*

I, Robert D. Mayberger, Clerk of the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, do hereby certify that

Elisabeth Carmel Frost

*was duly licensed and admitted to practice as an Attorney and Counselor at Law in all the courts of this State on **October 22, 2008**, has duly taken and subscribed the oath of office prescribed by law, has been enrolled in the Roll of Attorneys and Counselors at Law on file in this office, is duly registered with the Administration Office of the Courts, and according to the records of this Court is currently in good standing as an Attorney and Counselor-at-Law.*



In Witness Whereof, I have hereunto set my hand in the City of Albany on December 15, 2021.

Robert D Mayberger

Clerk of the Court



*State of New York
Supreme Court, Appellate Division
Third Judicial Department
Admissions Office
P.O. Box 7350, Capitol Station
Albany, NY 12224-0350*

*Robert D. Mayberger
Clerk of the Court*

*(518) 471-4778
fax (518) 471-4749
<http://www.nycourts.gov/ad3/admissions>*

*Timothy P. O'Keefe
Acting Director of Attorney
Admissions*

To Whom It May Concern

An attorney admitted to practice by this Court may request a certificate of good standing, which is the only official document this Court issues certifying to an attorney's admission and good standing.

An attorney's registration status, date of admission and disciplinary history may be viewed through the attorney search feature on the website of the Unified Court System.

New York State does not register attorneys as active or inactive.

An attorney may request a disciplinary history letter from the Attorney Grievance Committee of the Third Judicial Department.

Bar examination history is available from the New York State Board of Law Examiners.

Instructions, forms and links are available on this Court's website.

Robert D. Mayberger
Clerk of the Court



On behalf of JULIO A. CASTILLO, Clerk of the District of Columbia Court of Appeals,
the District of Columbia Bar does hereby certify that

Elisabeth Carmel Frost

was duly qualified and admitted on May 11, 2012 as an attorney and counselor entitled to
practice before this Court; and is, on the date indicated below, a(n)
ACTIVE member in good standing of this Bar.

**In Testimony Whereof,
I have hereunto subscribed my
name and affixed the seal of this
Court at the City of
Washington, D.C., on December
3, 2021.**

Julio A. Castillo
JULIO A. CASTILLO
Clerk of the Court

Issued By: 
District of Columbia Bar Membership

**For questions or concerns, please contact the D.C. Bar Membership Office at 202-626-3475 or email
memberservices@dcbar.org.**

EXHIBIT 3

EXHIBIT 3

1 STAT

2
3 IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
4 IN AND FOR THE COUNTY OF CARSON CITY

5 Case No. 21 OC 00172 1B
6 Dept. No. II

7 Nathaniel Helton

8 vs.

9 Nevada Voters First Pac
/

10 STATE BAR OF NEVADA STATEMENT PURSUANT TO SUPREME COURT RULE
11 42 (3) (b)

12
13 THE STATE BAR OF NEVADA, in response to the application of
14 Petitioner, submits the following statement pursuant to SCR42(3):

15 SCR42(6) **Discretion.** The granting or denial of a motion to associate
16 counsel pursuant to this rule by the court is discretionary. The
17 court, arbitrator, mediator, or administrative or governmental
18 hearing officer may revoke the authority of the person permitted to
19 appear under this rule. Absent special circumstances, repeated
20 appearances by any person or firm of attorneys pursuant to this rule
21 shall be cause for denial of the motion to associate such person.

19 (a) **Limitation.** It shall be presumed, absent special
20 circumstances, and only upon showing of good cause, that
21 more than 5 appearances by any attorney granted under
22 this rule in a 3-year period is excessive use of this
23 rule.

22 (b) **Burden on applicant.** The applicant shall have the
23 burden to establish special circumstances and good cause
24 for an appearance in excess of the limitation set forth
25 in subsection 6(a) of this rule. The applicant shall set
26 forth the special circumstances and good cause in an
27 affidavit attached to the original verified application.

25 1. DATE OF APPLICATION: 1/4/2022

26 2. APPLYING ATTORNEY: Elisabeth Carmel Frost, Esq.


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28 ///
///

1 3. FIRM NAME AND ADDRESS: Elias Law Group, LLP, 10 G Street NE,
2 Suite 600, Washington, DC 20002

3 4. NEVADA COUNSEL OF RECORD: Bradley S. Schrager, Esq., Wolf,
4 Rifkin, Shapiro, Schulman & Rabkin, LLP, 3773 Howard Hughes
5 Pkwy, Suite 590 So., Las Vegas, NV 89169

6 5. There is no record of previous applications for appearance by
7 petitioner within the past three (3) years.

8 DATED this January 5, 2022

9
10 
11 Suzy Moore
12 Member Services Admin.
13 Pro Hac Vice Processor
14 STATE BAR OF NEVADA
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