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IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE
GUARDIANSHIP OF THE PERSON
AND ESTATE OF KATHLEEN JUNE
JONES, PROTECTED PERSON,

KATHLEEN JUNE JONES

Appellant,

vs.

ROBYN FRIEDMAN; DONNA
SIMMONS; AND ELIZABETH
BRICKFIELD, GUARDIAN AD LITEM
FOR KATHLEEN JUNE JONES,

Respondents.

Electronically Filed
Supreme Court Case No. 84655
Jan 30 2023 03:12 PM
Elizabeth A. Brown
District Court Case No.
G-19-05226 Clerk of Supreme Court

**MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF
UNDER NRAP 29(c)**

COMES NOW, the Probate and Trust Section of the State Bar of Nevada (the
"Section"), and hereby files this Motion for Leave to File Amicus Curiae Brief Under
NRAP 29(c)(the "Motion").

This Motion is based upon the accompanying Memorandum of Points and
Authorities, and the Section requests the following relief:

1. For leave to file an Amicus Brief under NRAP 29(c).

MEMORANDUM OF POINTS AND AUTHORITIES

As set forth below, the Section believes that an amicus brief filed by the Section
would assist in the regulation of the profession and administration of justice. The
Section's brief is related to the Section's practice of law as it relates to the practice of
law in general and could impact the future of attorneys serving as guardians ad litem.

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I.

FACTUAL AND PROCEDURAL HISTORY

1. On September 15, 2022, the Appellant's Opening Brief was filed.
2. On October 19, 2022 prior to filing this Motion, the Section requested permission from the Board of Governors to file the amicus brief.
3. The proposed amicus brief was submitted to the Board of Governors for the State Bar of Nevada on December 5, 2022.
4. The Board of Governors approved the Section's request to submit the Amicus Brief on January 19, 2023.
5. On November 16, 2022 the Respondents' Answering Brief and Respondent Elizabeth Brickfield's Joinder was filed.
6. On November 17, 2022 this Court filed an Order Granting Extension Per Telephonic Request for Probate and Trust Section to file their Amicus Brief. After receiving an extension from this Court, the Section's Amicus Brief is due on January 30, 2023.

II.

LEGAL ARGUMENT

NRAP 29(c) states that "a motion for leave to file an amicus brief shall be accompanied by the proposed brief and state: (1) the movant's interest; and (2) the reasons why an amicus brief is desirable." The proposed brief is attached hereto as **Exhibit A.**

The Section is interested in filing the underlying amicus brief because many Probate and Trust attorneys assist in the development of estate plans to avoid court supervised probate and guardianship matters. Due to the skill set of these attorneys, courts often appoint them to serve as guardian ad litem or attorneys for [Proposed] Protected Person[s]. This Section has an interest in the matter as it could negatively impact the future of attorneys serving as guardians ad litem. And may detrimentally impact [Proposed] Protected Person[s].

1 Filing this amicus brief will allow the Section to proffer a position related to the
2 Section's practice of law. The Section's brief will assist in furthering the practice of
3 probate and trust law due to the subject matter's close relation to probate, trust and estate
4 planning law. The legal issues presented in this matter could materially effect the legal
5 practice for many attorneys including probate, trust and estate planning attorneys as well
6 as negatively impacting the best interests of [Proposed] Protected Person[s], and thus,
7 this Section has a justified interest in filing an amicus brief.

8 Additionally, NRAP 29(f) states that "an amicus curiae must file its brief,
9 accompanied by a motion for filing when necessary, no later than 7 days after the brief
10 of the party being supported is filed." Thus, the Section's brief was due on November 23,
11 2022; however the Section received two extensions allowing it to file by January 30,
12 2023. Therefore, this Motion and accompanying brief are timely.

13 III.

14 CONCLUSION

15 In light of the foregoing important legal issues presented in this matter, and the
16 close tie to the probate, trust and estate planning world, the Section respectfully requests
17 that this Court grant the request for leave to file the amicus brief attached hereto pursuant
18 to NRAP 29(c).

19 Dated this 30th day of January, 2023.

20 **PROBATE AND TRUST LAW SECTION**
21 **OF THE NEVADA STATE BAR**

22 /s/ Julia S. Gold

23 Julia S. Gold, Esq.
24 Chair Person for the State Bar of Nevada
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/s/ Dara J. Goldsmith
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