

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

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ALEXANDER M. FALCONI,

Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA, IN  
AND FOR THE COUNTY OF CLARK, AND  
THE HONORABLE CHARLES J. HOSKIN,  
DISTRICT COURT JUDGE,

Respondents,

And

TROY A. MINTER AND JENNIFER R.  
EASLER,

Real Party in Interest.

S.C. No.: 85195  
D.C. Case No.: 2023-04674  
Electronically Filed  
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Clerk of Supreme Court

**AMERICAN ACADEMY OF MATRIMONIAL LAWYERS MOTION TO  
PARTICIPATE IN ORAL ARGUMENT AS AMICUS CURIAE**

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## **I. INTRODUCTION**

The American Academy of Matrimonial Lawyers (“AAML”), hereby requests leave to participate in Oral Argument, scheduled for March 2, 2023, at 10:30 a.m., in this matter pursuant to NRAP 29(h).

## **II. FACTS**

This case is one of at least three inter-related writ petitions pending before this Court addressing the continued validity of statutes and court rules permitting the sealing of family law files and the closing of family law hearings, both of which have been challenged, two of which are scheduled for consolidated oral argument.

### III. ARGUMENT

As was the case in *Landreth*,<sup>1</sup> the resolution of the issues involved in the pending writ petition go far beyond the parties to the dispute, and affect essentially every current and future litigant in family court in Nevada.<sup>2</sup>

The American Academy of Matrimonial Lawyers (“AAML”) is a national organization of the most experienced and knowledgeable family law attorneys practicing in the United States.<sup>3</sup> The AAML was founded in 1962 by highly-regarded family law attorneys “to encourage the study, improve the practice, elevate the standards and advance the cause of matrimonial law, to the end that the welfare of the

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<sup>1</sup> *Landreth v. Malik*, 127 Nev. 175, 251 P.3d 163 (2011).

<sup>2</sup> Additionally, Mr. Minter just substituted counsel and it is uncertain whether that counsel can adequately prepare for the argument in the remaining time available.

<sup>3</sup> In its order entered October 3, 2022, this Court granted the AAML permission to file and serve a proposed amicus brief.

family and society be protected.” The AAML has published numerous articles<sup>4</sup> in every aspect of family law practice including multiple aspects of the right to privacy,<sup>5</sup> and has adopted resolutions touching on the fundamental right of family law litigants to privacy as a bedrock right supporting other rights recognized during the past century.<sup>6</sup>

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<sup>4</sup> The *Journal of the American Academy of Matrimonial Lawyers* is a scholarly law review published semiannually by the AAML in conjunction with the University of Missouri Kansas City School of Law, which is available at <https://aaml.org/page/AAMLJournal>.

<sup>5</sup> See, e.g., Laura Morgan & Lewis Reich, *The Individual’s Right of Privacy in a Marriage*, 23 J. Am. Acad. Matrim. Law. 111 (2010) (“Morgan”).

<sup>6</sup> The most recent of which is entitled “Resolution on *Dobbs v. Jackson Women’s Health Organization*,” adopted by the Board of Governors on October 12, 2022, and posted at [https://portal.aaml.org/global\\_engine/download.aspx?fileid](https://portal.aaml.org/global_engine/download.aspx?fileid)

The AAML, in furtherance of its directives, seeks to participate in oral argument in this matter as the issues before this court deal with the interpretation of national and constitutional law by the courts of the various states, which in turn has an impact on the various practices and standards utilized by AAML members across the nation.

Only the brief submitted by the AAML touched on several issues likely to be discussed during the upcoming oral argument, including constitutional issues of equal protection, federal statutory requirements of confidentiality, and other matters of public policy. The participation by amicus counsel in the argument makes it more likely that the issues can be discussed adequately and the Court's questions on those matters can be answered.

#### **IV. CONCLUSION**

For the reasons stated herein, the American Academy of Matrimonial Lawyers - National, hereby requests permission to participate in Oral Argument set for March 2, 2023 at 10:30 a.m., as Amicus Curiae in this matter.

**DATED** this 15th day of February, 2023.

Respectfully Submitted By:  
AMERICAN ACADEMY OF MATRIMONIAL LAWYERS

//s// Marshal S. Willick  
MARSHAL S. WILLICK, ESQ.  
Nevada Bar No. 2515

## CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Willick Law Group and that on February 15, 2023, I served a true and correct copy of the *Motion for Leave to Participate as Amicus Curiae* by electronically filing with the Clerk of the Nevada Supreme Court, to the following:

Luke A. Busby  
Fred Page  
Joshua Aronson  
Shann Winesett  
Debra A. Bookout

/s/Justin K. Johnson  
Employee of WILICK LAW GROUP