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TATIANA R. SMITH, ESQ

Nevada Bar No.: 16627

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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BRANDON SUMMERS, an individual; and the
AMERICAN CIVIL LIBERTIES UNION OF
NEVADA, a domestic nonprofit corporation,

Plaintiffs,

vs.

CLARK COUNTY, a political subdivision of the
state of Nevada,

Defendant.

Case No.: 2:24-cv-00334

APPENDIX OF EXHIBITS TO:

**REPLY TO DEFENDANT CLARK
COUNTY'S RESPONSE TO
PLAINTIFF'S MOTION FOR
PRELIMINARY INJUNCTION
AND MOTION FOR TEMPORARY
RESTRAINING ORDER**

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3	Declaration of Leo Murrieta, Director, Make the Road Nevada	PL_PI_RPLY_0008-0010
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DATED: March 26, 2024.

**AMERICAN CIVIL LIBERTIES UNION
OF NEVADA**

/s/

 Christopher M. Peterson (13932)
 AMERICAN CIVIL LIBERTIES
 UNION OF NEVADA
 4362 W. Cheyenne Ave.
 North Las Vegas, NV 89032
Attorneys for Represented Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing document with the Clerk of the Court for the United States District Court by using the court's CM/ECF system on March 26, 2024. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished on all participants by:

☒ Court E-service system

☐ Electronic mail

☐ US Mail or Carrier Service

/s/Suzanne Lara
An employee of ACLU of Nevada

EXHIBIT 1

**Declaration of Michelle Maese,
President of SEIU 1107**

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15 *Attorneys for Plaintiffs*

16 **UNITED STATES DISTRICT COURT**
17
18 **DISTRICT OF NEVADA**

19 LISA MCALLISTER, an individual; and
20 BRANDON SUMMERS, an individual,

21 Plaintiffs,

22 vs.

23 CLARK COUNTY, a political subdivision of
24 the state of Nevada,

25 Defendant

Case No.: 2:24-cv-00334

**REPLY TO DEFENDANT CLARK
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26 **DECLARATION OF MICHELLE MAESE, PRESIDENT OF SEIU 1107**
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28 I, Michelle Maese, under penalty of perjury declare:

- 1 1. I have personal knowledge of the facts set forth in this declaration.
- 2 2. I make this declaration in support of the above-referenced action.
- 3 3. I am a resident of the State of Nevada, County of Clark.
- 4 4. I serve as President of Service Employees International Union Local 1107, representing
- 5 over 20,000 workers in Clark County, Nevada.
- 6 5. SEIU 1107 has and will engage in protected First Amendment activity, including our right
- 7 to protest in public forums.
- 8 6. Public pedestrian bridges on the Las Vegas Strip are public forums and because they are
- 9 not directly adjacent to vehicular traffic, pose a uniquely special space to potentially engage
- 10 in such activity.
- 11 7. Based on Clark County's statements and the CCC 16.13.030 however, we have no way of
- 12 accurately understanding what conduct is permitted and prohibited by this statute.
- 13 8. Under CCC 16.13.030, I am uncertain if any of our members would be subject to criminal
- 14 penalty for engaging in protected First Amendment Activity on a pedestrian bridge on the
- 15 Las Vegas Strip. I am equally unclear if our members are permitted to take pictures
- 16 consistent with the County's statements.
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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. See 28 U.S. Code § 1746.

Executed on: March 22, 2024

Michelle Maese
Michelle Maese (Mar 24, 2024 16:07 PDT)
Michelle Maese

PL_PI_RPLY_0002

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Michelle Maese Declaration

Final Audit Report

2024-03-24

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"Michelle Maese Declaration" History

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EXHIBIT 2

Declaration of Amy-Marie
Merrell, Co-Executive Director,
The Cupcake Girls

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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
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**DECLARATION OF AMY-MARIE MERRELL, CO-EXECUTIVE DIRECTOR, THE
CUPCAKE GIRLS**

I, Amy-Marie Merrell, under penalty of perjury declare:

PL_PI_RPLY_0005

- 1 1. I have personal knowledge of the facts set forth in this declaration.
- 2 2. I make this declaration in support of the above-referenced action.
- 3 3. I am a resident of the State of Nevada, County of Clark.
- 4 4. I serve as Co-Executive Director of the Cupcake Girls, a non-profit organization that
- 5 provides support to those involved in the sex industry, as well as trauma-informed outreach,
- 6 advocacy, holistic resources, and referral services to provide prevention and aftercare to
- 7 those affected by sex trafficking.
- 8 5. Based on my experience, those who are survivors of sex trafficking have often been
- 9 targeted for criminalization, including in Clark County and on the Las Vegas Strip.
- 10 6. I remain uncertain about what CCC 16.13.030 criminalizes, particularly based on
- 11 statements Clark County made after passing the ordinance stating the ordinance “*is not*
- 12 *interpreted to mean that tourists and locals cannot take photos along the Boulevard while*
- 13 *on a pedestrian bridge.*”
- 14 7. My team and I remain unclear who else is exempt from this ordinance, who will be targeted
- 15 by this ordinance, and what we should tell those who ask.
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20 ***I declare under penalty of perjury under the laws of the United States of America that the***
21 ***foregoing is true and correct. See 28 U.S. Code § 1746.***
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23 Executed on: March 22, 2024

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26 Amy-Marie Merrell (Mar 22, 2024 15:20 PDT)
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PL_PI_RPLY_0006

Amy-Marie Merrell Declaration

Final Audit Report

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"Amy-Marie Merrell Declaration" History






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EXHIBIT 3

Declaration of Leo Murrieta,
Director, Make the Road
Nevada

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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
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DECLARATION OF LEO MURRIETA, DIRECTOR, MAKE THE ROAD NEVADA

I, Leo Murrieta, under penalty of perjury declare:

PL_PI_RPLY_0008

- 1 1. I have personal knowledge of the facts set forth in this declaration.
- 2 2. I make this declaration in support of the above-referenced action.
- 3 3. I am a resident of the State of Nevada, County of Clark.
- 4 4. I serve as the Nevada Director for Make the Road Nevada, a non-profit organization based
- 5 in Las Vegas, NV which is a member organization.
- 6 5. I am unclear what CCC 16.13.030 criminalizes in light of Clark County's statements to the
- 7 public.
- 8 6. I am uncertain if any of our members would be subject to criminal penalties for engaging
- 9 in protected First Amendment Activity on a pedestrian bridge on the Las Vegas Strip based
- 10 on this statute and remain confused about what conduct is actually prohibited in light of
- 11 the language of the ordinance and the County's statements about enforcement.
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15 *I declare under penalty of perjury under the laws of the United States of America that the*
16 *foregoing is true and correct. See 28 U.S. Code § 1746.*
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19 Executed on: March 22, 2024
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21 
Leo Murrieta (Mar 26, 2024 08:49 EDT)
22 Leo Murrieta
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Leo Murrieta Declaration

Final Audit Report

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"Leo Murrieta Declaration" History






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EXHIBIT 4

Declaration of Quentin
Savwoir, President of NAACP
of Las Vegas

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**UNITED STATES DISTRICT COURT
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DECLARATION OF QUENTIN SAVWOIR, PRESIDENT OF NAACP OF LAS VEGAS

I, Quentin Savwoir, under penalty of perjury declare:

PL_PI_RPLY_0011

- 1 1. I have personal knowledge of the facts set forth in this declaration.
- 2 2. I make this declaration in support of the above-referenced action.
- 3 3. I am a resident of the State of Nevada, County of Clark.
- 4 4. I serve as President of the Las Vegas Chapter of the National Association for the
- 5 Advancement of Colored People, better known as the NAACP.
- 6 5. With members throughout Clark County that engage in First Amendment activity or who
- 7 otherwise traverse on pedestrian bridges on the Las Vegas Strip, I remain uncertain about
- 8 what CCC 16.13.030 criminalizes.
- 9 6. Clark County has stated publicly this ordinance will not be enforced against those taking
- 10 pictures, but that group of people would be covered by the statute.
- 11 7. The County's statements create a likelihood of selective enforcement of the statute, which
- 12 is dangerous and unlawful.
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17 *I declare under penalty of perjury under the laws of the United States of America that the*
18 *foregoing is true and correct. See 28 U.S. Code § 1746.*

19
20 Executed on: March 22, 2024

21
22 Quentin Savvoir
Quentin Savvoir (Mar 22, 2024 15:15 PDT)
23 Quentin Savvoir
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Quentin Savvoir Declaration

Final Audit Report

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