

1 CHRISTOPHER M. PETERSON, ESQ.

2 Nevada Bar No.: 13932

3 TATIANA R. SMITH, ESQ

4 Nevada Bar No.: 16627

5 **AMERICAN CIVIL LIBERTIES
UNION OF NEVADA**

6 4362 W. Cheyenne Ave.

7 North Las Vegas, NV 89032

8 Telephone: (702) 366-1226

9 Facsimile: (702) 718-3213

10 Emails: peterson@aclunv.org
tsmith@aclunv.org

11 MARGARET A. MCLETCHIE

12 Nevada Bar No.: 10931

13 LEO S. WOLPERT

14 Nevada Bar No.: 12658

15 **MCLETCHIE LAW**

16 602 South Tenth Street

17 Las Vegas, NV 89101

18 Telephone: (702) 728-5300

19 Fax: (702) 425-8220

20 Email: efilte@nvlitigation.com

21 *Attorneys for Plaintiffs*

22 **UNITED STATES DISTRICT COURT**

23 **DISTRICT OF NEVADA**

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

Case No.: 2:24-cv-00334

1 Plaintiffs,
2 vs.
3 CLARK COUNTY, a political subdivision of the
4 state of Nevada,
5 Defendant.

APPENDIX OF EXHIBITS TO:

6 **REPLY TO DEFENDANT CLARK
7 COUNTY'S RESPONSE TO
8 PLAINTIFF'S MOTION FOR
9 PRELIMINARY INJUNCTION
10 AND MOTION FOR TEMPORARY
11 RESTRAINING ORDER**

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2 **INDEX OF EXHIBITS**

3

4 Exhibit No.	5 Description	6 Page Nos.
7 1	8 Declaration of Michelle Maese, President of 9 SEIU 1107	10 PL_PI_RPLY_0001-0004
11 2	12 Declaration of Amy-Marie Merrell, Co- 13 Executive Director, The Cupcake Girls	14 PL_PI_RPLY_0005-0007
15 3	16 Declaration of Leo Murrieta, Director, Make 17 the Road Nevada	18 PL_PI_RPLY_0008-0010
19 4	20 Declaration of Quentin Savvoir, President of 21 NAACP of Las Vegas	22 PL_PI_RPLY_0011-0013

23 DATED: March 26, 2024.

24

25 **AMERICAN CIVIL LIBERTIES UNION
OF NEVADA**

26 /s/
27 Christopher M. Peterson (13932)
28 AMERICAN CIVIL LIBERTIES
29 UNION OF NEVADA
30 4362 W. Cheyenne Ave.
31 North Las Vegas, NV 89032
32 *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

1 CHRISTOPHER M. PETERSON
2 Nevada Bar No.: 13932
3 TATIANA R. SMITH
4 Nevada Bar No.: 16627
5 **AMERICAN CIVIL LIBERTIES**
6 **UNION OF NEVADA**
7 4362 W. Cheyenne Ave.
8 North Las Vegas, NV 89032
9 Telephone: (702) 366-1226
10 Facsimile: (702) 830-9205
11 Emails: peterson@aclunv.org
12 tsmith@aclunv.org

13 MARGARET A. MCLETCHIE
14 Nevada Bar No.: 10931
15 LEO S. WOLPERT
16 Nevada Bar No.: 12658
17 **MCLETCHIE LAW**
18 602 South Tenth Street
19 Las Vegas, NV 89101
20 Telephone: (702) 728-5300
21 Fax: (702) 425-8220
22 Email: maggie@nvlitigation.com

23 *Attorneys for Plaintiffs*

24 **UNITED STATES DISTRICT COURT**

25 **DISTRICT OF NEVADA**

26 LISA MCALLISTER, an individual; and
27 BRANDON SUMMERS, an individual,

28 Plaintiffs,

vs.

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

Defendant

Case No.: 2:24-cv-00334

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

26 **DECLARATION OF MICHELLE MAESE, PRESIDENT OF SEIU 1107**

27 I, Michelle Maese, under penalty of perjury declare:

1. I have personal knowledge of the facts set forth in this declaration.
2. I make this declaration in support of the above-referenced action.
3. I am a resident of the State of Nevada, County of Clark.
4. I serve as President of Service Employees International Union Local 1107, representing
5 over 20,000 workers in Clark County, Nevada.
6. SEIU 1107 has and will engage in protected First Amendment activity, including our right
7 to protest in public forums.
8. 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. 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. 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.

21 ***I declare under penalty of perjury under the laws of the United States of America that the***
22 ***foregoing is true and correct. See 28 U.S. Code § 1746.***

25 Executed on: March 22, 2024

27 
28 Michelle Maese (Mar 24, 2024 16:07 PDT)
Michelle Maese

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Michelle Maese Declaration

Final Audit Report

2024-03-24

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"Michelle Maese Declaration" History

-  Document created by Tatiana Smith (tsmith@aclunv.org)
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EXHIBIT 2

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

1 CHRISTOPHER M. PETERSON
2 Nevada Bar No.: 13932
3 TATIANA R. SMITH
4 Nevada Bar No.: 16627
5 **AMERICAN CIVIL LIBERTIES**
6 **UNION OF NEVADA**
7 4362 W. Cheyenne Ave.
8 North Las Vegas, NV 89032
9 Telephone: (702) 366-1226
10 Facsimile: (702) 830-9205
11 Emails: peterson@aclunv.org
12 tsmith@aclunv.org

13 MARGARET A. MCLETCHIE
14 Nevada Bar No.: 10931
15 LEO S. WOLPERT
16 Nevada Bar No.: 12658
17 **MCLETCHIE LAW**
18 602 South Tenth Street
19 Las Vegas, NV 89101
20 Telephone: (702) 728-5300
21 Fax: (702) 425-8220
22 Email: maggie@nvlitigation.com

23 *Attorneys for Plaintiffs*

24 **UNITED STATES DISTRICT COURT**

25 **DISTRICT OF NEVADA**

26 LISA MCALLISTER, an individual; and
27 BRANDON SUMMERS, an individual,

28 Plaintiffs,

vs.

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

Defendant

Case No.: 2:24-cv-00334

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

26 **DECLARATION OF AMY-MARIE MERRELL, CO-EXECUTIVE DIRECTOR, THE**
27 **CUPCAKE GIRLS**

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

1. I have personal knowledge of the facts set forth in this declaration.
2. I make this declaration in support of the above-referenced action.
3. I am a resident of the State of Nevada, County of Clark.
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. 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. 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. 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.

19
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.***

22
23 Executed on: March 22, 2024

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25 
26 Amy-Marie Merrell [Mar 22, 2024 15:20 PDT]

27 Amy-Marie Merrell

Amy-Marie Merrell Declaration

Final Audit Report

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"Amy-Marie Merrell Declaration" History

-  Document created by Tatiana Smith (tsmith@aclunv.org)
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EXHIBIT 3

Declaration of Leo Murrieta,
Director, Make the Road
Nevada

1 CHRISTOPHER M. PETERSON
2 Nevada Bar No.: 13932
3 TATIANA R. SMITH
4 Nevada Bar No.: 16627
5 **AMERICAN CIVIL LIBERTIES**
6 **UNION OF NEVADA**
7 4362 W. Cheyenne Ave.
8 North Las Vegas, NV 89032
Telephone: (702) 366-1226
Facsimile: (702) 830-9205
Emails: peterson@aclunv.org
tsmith@aclunv.org

9 MARGARET A. MCLETCHIE
10 Nevada Bar No.: 10931
11 LEO S. WOLPERT
12 Nevada Bar No.: 12658
13 **MCLETCHIE LAW**
14 602 South Tenth Street
Las Vegas, NV 89101
Telephone: (702) 728-5300
Fax: (702) 425-8220
Email: maggie@nvlitigation.com

15 *Attorneys for Plaintiffs*

16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

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

20 Plaintiffs,

21 vs.

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

23 Defendant

24 Case No.: 2:24-cv-00334

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

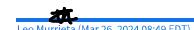
26 **DECLARATION OF LEO MURRIETA, DIRECTOR, MAKE THE ROAD NEVADA**

27 I, Leo Murrieta, under penalty of perjury declare:

1. I have personal knowledge of the facts set forth in this declaration.
2. I make this declaration in support of the above-referenced action.
3. I am a resident of the State of Nevada, County of Clark.
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. I am unclear what CCC 16.13.030 criminalizes in light of Clark County's statements to the
7 public.
8. 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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*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


Leo Murrieta

Leo Murrieta Declaration

Final Audit Report

2024-03-26

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"Leo Murrieta Declaration" History

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-  Document emailed to Leo Murrieta (leo.murrieta@maketheroadnv.org) for signature
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EXHIBIT 4

Declaration of Quentin Savwoir, President of NAACP of Las Vegas

1 CHRISTOPHER M. PETERSON
2 Nevada Bar No.: 13932
3 TATIANA R. SMITH
4 Nevada Bar No.: 16627
5 **AMERICAN CIVIL LIBERTIES**
6 **UNION OF NEVADA**
7 4362 W. Cheyenne Ave.
8 North Las Vegas, NV 89032
Telephone: (702) 366-1226
Facsimile: (702) 830-9205
Emails: peterson@aclunv.org
tsmith@aclunv.org

9 MARGARET A. MCLETCHIE
10 Nevada Bar No.: 10931
11 LEO S. WOLPERT
12 Nevada Bar No.: 12658
13 **MCLETCHIE LAW**
14 602 South Tenth Street
Las Vegas, NV 89101
Telephone: (702) 728-5300
Fax: (702) 425-8220
Email: maggie@nvlitigation.com

15 *Attorneys for Plaintiffs*

16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

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

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23 Defendant

24 Case No.: 2:24-cv-00334

25 **REPLY TO DEFENDANT CLARK
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PLAINTIFF'S MOTION FOR
PRELIMINARY INJUNCTION AND
MOTION FOR TEMPORARY
RESTRANING ORDER**

26 **DECLARATION OF QUENTIN SAVWOIR, PRESIDENT OF NAACP OF LAS VEGAS**

27 I, Quentin Savwoir, under penalty of perjury declare:

1. I have personal knowledge of the facts set forth in this declaration.
2. I make this declaration in support of the above-referenced action.
3. I am a resident of the State of Nevada, County of Clark.
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. 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. 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. The County's statements create a likelihood of selective enforcement of the statute, which
12. is dangerous and unlawful.

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***I declare under penalty of perjury under the laws of the United States of America that the
17 foregoing is true and correct. See 28 U.S. Code § 1746.***
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19
20 Executed on: March 22, 2024
21

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

Final Audit Report

2024-03-22

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"Quentin Savvoir Declaration" History

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