

Alexander M. Falconi

Spouse of Brittany Ames Falconi

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALEXANDER M. FALCONI and
BRITTANY AMES FALCONI f.k.a.
BRITTANY AMES, Husband and Wife;
Appellants,

Case No.: 64331

THE NEVADA REAL ESTATE DIVISION,
an administrative agency;
Respondent.

FILED

NOV 04 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *Angela*
DEPUTY CLERK

**MOTION SEEKING LEAVE OF THE COURT TO FILE AN APPELLANT'S OPENING
BRIEF**

COMES NOW, Appellants, Alexander M. Falconi and Brittany Ames, appearing in proper person, and hereby file a motion seeking leave of the court to file an appellant's opening brief. This motion is based upon the following memorandum of points and authorities and all pleadings on file herein.

Memorandum of Points and Authorities

I. Summary

The gravamen of this motion is that Appellants would like to file an appellant's opening brief in support of their appeal, but that existing rules require leave of the Court to do so.

II. Legal Analysis

"With leave of the Supreme Court, a party may file, in proper person, written briefs and papers submitted in accordance with these Rules." NRAP 46(b). Appellant, Alexander M. Falconi, has demonstrated an ability to draft briefs in the past, and has used briefs to better articulate his position and cogently argue in support of his cases. *Falconi v. Corazon Real Estate*,

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1 SCN 62296 (where this court reversed and remanded based on the fourth analytical prong of the
2 opening brief). Petitioner has also demonstrated an ability to draft writ petitions. *Falconi v.*
3 *Secretary of State*, 129 Nev. Adv. Op. No. 28 (this Court extended Nevada case law to include
4 New Jersey's *Sacharow* procedure). For these several reasons, Appellants request that the
5 Supreme Court allow the concurrently provided and provisionally¹ received *Appellant's Opening*
6 *Brief* to be filed in the instant case in support of their appeal.
7

8 **AFFIRMATION²:** This document does not contain a social security number of any person.

9 DATED THIS 1 day of NOVEMBER, 2013.

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11 
12 Alexander M. Falconi
13 Pro Se

14 **CERTIFICATE OF SERVICE**

15 I, Alexander M. Falconi, do hereby solemnly swear under penalty of perjury that I am
16 over the age of 18 and not a party to this action and that I placed a true and correct copy of this
17 Motion into a sealed envelope and mailed it, via United States Postal Service, addressed as
18 follows:
19

20 Attorney General

Nevada Real Estate Division

21
22 SERVED THIS 1 day of NOVEMBER, 2013.
23

24 
25 Alexander M. Falconi
26
27

28 ¹ Appellants were unsure if the Supreme Court prefers to review a pleading a person is asking for leave to file so they delivered a copy of it. If this is improper, they apologize and will refrain from doing so in the future.

² This affirmation is in accordance with NRS 239B.030.