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5 Attorney for Plaintiff LAURA LEIGH

6 **IN THE UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 LAURA LEIGH,

9 Plaintiff,

10 **Case No. 3:11-cv-0608-LRH-RAM**

11 vs.

12 SALLY JEWELL, in her official capacity as
Secretary of the U.S. DEPARTMENT OF
THE INTERIOR, *et al.*,

13 Defendants.

14 _____ /
15 **MOTION TO FILE THIRD AMENDED COMPLAINT**

16 Plaintiff LAURA LEIGH moves, per Fed.R.Civ.P. 15 and LR 15-1 to file her Third
17 Amended Complaint. The Motion is based on the pleadings and papers on file herein,
18 the accompanying Memorandum of Points and Authorities and supporting documents
19 and on such other matters as may be presented before the court.

20 Respectfully, June 11, 2013

21 LAW OFFICE OF GORDON M. COWAN

22 s/

23 _____
24 Gordon M. Cowan Esq. (SBN 1781)
Attorney for Plaintiff LAURA LEIGH

25 **MEMORANDUM OF POINTS & AUTHORITIES IN SUPPORT OF**
26 **MOTION TO FILE SECOND AMENDED COMPLAINT**

27 Plaintiff LAURA LEIGH seeks to amend her complaint to add ongoing and
28

1 anticipated conduct occurring at these same herd management areas as are described
2 in the Second Amended Complaint, namely the Triple B Complex and the Jackson
3 Mountain Herd Management Areas, and which concern newly described and identified
4 wild horse roundup operations.

5 Plaintiff is informed and believes the roundups as intended based on bait
6 trapping operations, would result in inhumane conduct.

7 Moreover, the intended roundups, announced May 14, 2013 and to commence
8 as early as June 13, 2013, are to be conducted completely outside of public
9 observation; that public observation is prohibited. Plaintiff contends this is a violation of
10 her First Amendment constitutional right of access to observe and report on these
11 roundups.

12 An emergency TRO and motion for preliminary injunction follow.

13 The filing of a motion to amend the pleading is authorized in accordance with
14 Fed.R.Civ.P. 15 and LR 15-1 and by the Hon. Magistrate Judge William G. Cobb. The
15 proposed Third Amended Complaint is the attached exhibit to this motion, in
16 accordance with LR 15-1.

17 Plaintiff respectfully asks that the motion be granted, that the Third Amended
18 Complaint attached as an exhibit, be filed as the operative pleading.

19 Respectfully June 11, 2013

20 LAW OFFICE OF GORDON M. COWAN

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22 s/

23 _____
24 Gordon M. Cowan Esq. (SBN 1781)
25 Attorney for Plaintiff LAURA LEIGH

26 **LIST OF EXHIBITS**

27 Exhibit 1 Proposed Third Amended Complaint

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CERTIFICATE OF SERVICE

[Pursuant to Fed. R. Civ. P. 5(b); LR 5-1; Section IV of District of

I certify that on the date indicated below, I filed the foregoing document(s) with the Clerk of the Court using the CM/ECF system, which would provide notification and a copy of same to counsel of record

June 11, 2013

s/

G.M. Cowan