

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVE SISOLAK,
Governor of Nevada, et al.,

Appellants,

vs.

POLYMER80, INC.,

Respondent.

Supreme Court Case No. 83385

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Elizabeth A. Brown
Clerk of Supreme Court

**RESPONDENT’S RESPONSE TO
APPELLANTS’ DOCKETING
STATEMENT**

Pursuant to NRAP 14(f), Respondent Polymer80, Inc. hereby responds to Appellants’ *Docketing Statement* because Respondent “strongly disagrees” with Appellants’ statement of the issue on Appeal. *See* NRAP 14(f). Appellants filed this Appeal pursuant to NRAP 3A(b)(3) from a District Court Order granting a Preliminary Injunction. *Docketing Statement* ¶¶ 8, 21. That Order preliminarily enjoins Appellants from enforcing certain provisions of AB 286 pending resolution of this case on the merits. *See id.* ¶ 8. The issue on Appeal is, accordingly, not, as Appellants proffer, “whether Section 3.5 of AB 286 ... is void for vagueness, thus violating the due process guarantees of the Nevada Constitution.” *See id.* ¶ 9. Instead, the issue is whether the District Court abused its discretion in granting a Preliminary Injunction or based its decision on an erroneous legal standard or clearly erroneous factual findings. *See, e.g., Vinh Duong v. Fielden Hanson Isaacs Miyada Robison Yeh, Ltd.*, 136 Nev. Adv. Rep. 87, 478 P.3d 380 (2020).

Dated this 9th day of September 2021.

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Simons Hall Johnston PC and that on the 9th day of September 2021, I electronically filed the foregoing with the Clerk of the Court using the Supreme Court Electronic Filing System, which will send notification of such filing to the following attorneys of record:

Aaron Ford, Esq., Nevada Attorney General
Craig Newby, Esq.
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/s/ Brad M. Johnston

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