

IN THE SUPREME COURT OF THE STATE OF NEVADA

SOUTHERN NEVADA WATER
AUTHORITY,

Appellant,

vs.

COYOTE SPRINGS INVESTMENT, LLC, et
al.,

Respondents.

Electronically Filed
Jun 02 2022 05:12 p.m.
Elizabeth A. Brown
Clerk of Supreme Court
Supreme Court No. 84741
District Court Case No. A816761

RESPONDENT COYOTE SPRINGS INVESTMENT, LLC’S
NOTICE OF INTENT TO FILE AN OPPOSITION TO APPELLANT’S
EMERGENCY MOTION FOR STAY AND
MOTION TO EXCEED PAGE LIMIT

Respondent Coyote Springs Investment, LLC (“CSI”) files this notice of intent to file an opposition to Southern Nevada Water Authority’s (“SNWA”) Emergency Motion for Stay and Motion to Exceed Page Limit.

As will be demonstrated in CSI’s forthcoming opposition, SNWA’s Emergency Motion to Stay and Motion to Exceed Page Limit not only amount to abuses of appellate procedure, but SNWA’s claim of irreparable injury—that without staying the underlying order groundwater pumping will increase to 30,000 acre feet—is demonstrably false and misleading. Multiple parties, including CSI, executed a Memorandum of Understanding setting forth self-imposed curtailment requirements to limit groundwater pumping to less than their entitlements. Moreover, SNWA’s attempt to argue the dispositive issue on appeal in its

Emergency Motion to Stay is especially improper given the forthcoming challenges to SNWA's standing to even bring this appeal in the first instance. On February 18, 2022, SNWA and the State Engineer settled their case. SNWA and the State Engineer put their settlement on the record and pronounced to the district court that the only condition to the settlement was the SNWA Board of Trustees' approval. Not only has SNAW deprived itself of standing to appeal, it is not an aggrieved party because the district court granted its request to declare the subject State Engineer Order 1309 void. The Emergency Motion for Stay and Motion to Exceed Page Limit must be denied. As will be shown with more specificity and proof in the Opposition CSI will file on or before 4:00 p.m., Monday, June 6, 2022.

Affirmation: Pursuant to NRS 239B.030, the undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED this 2nd day of June, 2022.

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/s/ Kent R. Robison

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CERIFICATE OF SERVICE

I certify that on the 2nd day of June 2022, I served a copy of **RESPONDENT
COYOTE SPRINGS INVESTMENT, LLC'S NOTICE OF INTENT TO FILE
AN OPPOSITION TO APPELLANT'S EMERGENY MOTION FOR STAY
AND MOTION TO EXCEED PAGE LIMIT** upon all counsel of record:

☐ BY MAIL: I placed a true copy thereof enclosed in a sealed envelope addressed as follows:

☐ BY FACSIMILE: I transmitted a copy of the foregoing document this date via telecopier to the facsimile number shown below:

☒ BY ELECTRONIC SERVICE: by electronically filing and serving the foregoing document with the Nevada Supreme Court's electronic filing system:

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DATED: This 2ND day of June, 2022.

/s/ Mary Carroll Davis
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An Employee of Robison, Sharp, Sullivan & Brust