

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANCHISE TAX BOARD OF
THE STATE OF CALIFORNIA,

Appellant,

CASE NO: 53264

GILBERT P. HYATT,

Respondent

FILED

FEB 26 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *R. Malone*
DEPUTY CLERK

CERTIFICATE PURSUANT TO NRAP 9(a)

Pursuant to NRAP 9(a), counsel for appellant hereby certifies that, to the best of his knowledge at the present time, all transcripts necessary for the appeal have already been prepared, and therefore no further transcripts are being requested at this time.

DATED: 2/25/09

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CERTIFICATE OF MAILING

Pursuant to NRAP 25, I certify that I am an employee of Lemons, Grundy & Eisenberg and that on this date I caused to be deposited for mailing at Reno, Nevada, a true copy of the foregoing addressed to:

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