

IN THE SUPREME COURT OF THE STATE OF NEVADA

CLUB VISTA FINANCIAL SERVICES,
L.L.C., A NEVADA LIMITED LIABILITY
COMPANY; THARALDSON MOTELS II,
INC., A NORTH DAKOTA CORPORATION;
AND GARY D. THARALDSON,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA, IN
AND FOR THE COUNTY OF CLARK; AND
THE HONORABLE MARK R. DENTON,
DISTRICT JUDGE,

Respondents,

and

SCOTT FINANCIAL CORPORATION, A
NORTH DAKOTA CORPORATION;
BRADLEY J. SCOTT; BANK OF
OKLAHOMA, N.A., A NATIONAL BANK;
GEMSTONE DEVELOPMENT WEST, INC.,
A NEVADA CORPORATION; AND
ASPHALT PRODUCTS CORP. D/B/A APCO
CONSTRUCTION, A NEVADA
CORPORATION,

Real Parties in Interest.

No. 57641

FILED

JUL 12 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

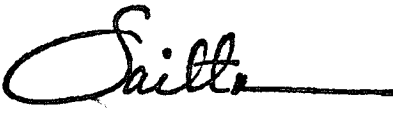
ORDER GRANTING MOTION TO SUPPLEMENT ANSWER


This original petition for a writ of mandamus or prohibition challenges a district court order compelling the deposition of two of petitioners' trial attorneys to testify as to allegations in petitioners' district court complaint.


Real parties in interest Scott Financial Corporation and Bradley J. Scott have filed a motion seeking leave to supplement their answer to the writ petition in light of the recent substitution of petitioners' trial counsel. The Scott parties assert that the substitution of counsel is a development in this case that directly impacts the issue presented in this

writ petition and that their proposed supplement will benefit this court with new information so that it may fully evaluate that issue. Petitioners oppose the motion, arguing that the issue of deposing petitioners' trial attorneys has not changed or become moot as a result of petitioners' substituting in new trial attorneys. The Scott parties have replied, stating that their motion never argued the issue presented in the writ petition was moot, but the substitution of petitioners' trial attorneys nevertheless directly impacts this writ proceeding and should be considered in the resolution of the petition. Having considered the Scott parties' motion to supplement their answer, petitioners' opposition to the motion, and the Scott parties' reply thereto, we grant the motion. The clerk of this court is directed to file the supplement, provisionally received in this court on June 21, 2011.

It is so ORDERED.


_____, J.
Saitta


_____, J.
Gibbons


_____, J.
Hardesty

cc: Hon. Mark R. Denton, District Judge
Cooksey, Toolen, Gage, Duffy & Woog
Greenberg Traurig, LLP/Las Vegas
Lemons, Grundy & Eisenberg
Marquis Aurbach Coffing
Morrill & Aronson, P.L.C.
Frederic Dorwart Lawyers
Howard & Howard
Kemp, Jones & Coulthard, LLP
Lewis & Roca, LLP/Las Vegas
Patrick K. Smith
Eighth District Court Clerk