

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,

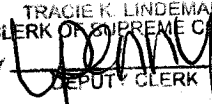
and

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

MAY 22 2012

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

WRIT OF PROHIBITION

TO: The Honorable Mark R. Denton, Judge of the Eighth Judicial  
District Court:

WHEREAS, this Court having made and filed its written decision  
that a writ of prohibition issue,

NOW, THEREFORE, you are directed to evaluate the underlying  
facts and circumstances of the request for a protective order in light of the

three-factor test set forth in Shelton v. American Motors Corp., 805 F.2d 1323, 1327 (8<sup>th</sup> Cir. 1986), and Club Vista's assertion that Morrill has been withdrawn as a witness, in the case entitled Club Vista Financial Services, L.L.C. vs. Scott Financial Corporation, case no. A579963.

WITNESS The Honorables Michael Cherry, Chief Justice, Michael L. Douglas, Nancy M. Saitta, Mark Gibbons, Kristina Pickering, and James W. Hardesty, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 17th day of May, 2012.

Maui K. Linden

Supreme Court Clerk



**CERTIFICATE OF SERVICE**

Pursuant to NRAP 25, I certify that I am an employee of Lemons, Grundy  
& Eisenberg and that on this 21st day of May, 2012, I am causing to be sent via U.S. Mail,  
postage prepaid, a true and correct copy of the Writ of Prohibition to:

Honorable Mark R. Denton  
Department 13  
Eighth Judicial District Court  
Clark County  
200 Lewis Avenue  
Las Vegas, Nevada 89155

  
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