

IN THE SUPREME COURT OF THE STATE OF NEVADA

D.R. HORTON, INC., A DELAWARE CORPORATION,  
Petitioner,  
vs.  
THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK; AND THE HONORABLE SUSAN JOHNSON, DISTRICT JUDGE,  
Respondents,  
and  
HIGH NOON AT ARLINGTON RANCH HOMEOWNERS ASSOCIATION, A NEVADA NON-PROFIT CORPORATION,  
Real Party in Interest.

No. 58533

**FILED**

**AUG 10 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *A. Johnson*  
DEPUTY CLERK

ORDER DIRECTING ANSWER

This original petition for a writ of mandamus or prohibition challenges a district court order holding that real party in interest may litigate, on behalf of individual homeowners, claims for alleged constructional defects in individual units. Having reviewed the petition, it appears that petitioner has set forth issues of arguable merit and that petitioner may have no plain, speedy, and adequate remedy in the ordinary course of the law. Therefore, real party in interest, on behalf of respondents, shall have 20 days from the date of this order within which to file an answer, including authorities, against issuance of the requested

writ. Petitioner may file any reply within 20 days from the date that real party in interest's answer is served.

It is so ORDERED.

Dryles, C.J.

cc: Hon. Susan Johnson, District Judge  
Koeller Nebeker Carlson & Haluck, LLP/Las Vegas  
Angius & Terry LLP/Las Vegas