

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

FEB 05 2013

TRACEE K. LINDEMAN
CLERK OF SUPREME COURT
BY H. Anger
DEPUTY CLERK

WRIT OF MANDAMUS

TO: The Honorable Susan Johnson, Judge of the Eighth Judicial District
Court:

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

NOW, THEREFORE, you are you are instructed to conduct further
proceedings in light of this order and this court's recent decision in Beazer Homes
Holding Corp. v. District Court, in the case entitled High Noon at Arlington
Ranch Homeowners Association vs. D.R. Horton, Inc., case no. A542616.

WITNESS The Honorables Kristina Pickering, Chief Justice, Mark
Gibbons, James W. Hardesty, Michael L. Douglas, Michael A. Cherry, and Nancy
M. Saitta, Associate Justices of the Supreme Court of the State of Nevada, and
attested by my hand and seal this 25th day of January, 2013.



Tracee K. Lindeman
Supreme Court Clerk

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 D.R. HORTON INC., a Delaware) Supreme Court Case No.: 58533
3 Corporation)
4 Petitioner,) District Court Case No.: A542616
5 vs.) Department No.: XXII
6 EIGHTH JUDICIAL DISTRICT COURT of)
7 the State of Nevada, in and for the)
8 COUNTY OF CLARK; and the)
9 HONORABLE SUSAN H. JOHNSON,)
10 District Judge,)
11 Respondent.)
12)
13 HIGH NOON AT ARLINGTON RANCH)
14 HOMEOWNERS ASSOCIATION, a)
15 Nevada non-profit corporation,)
16)
17 Real Party in Interest.)

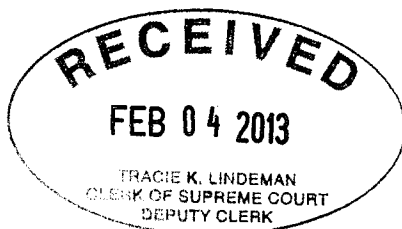
18 **PROOF OF SERVICE OF WRIT OF MANDAMUS AND**
19 **ORDER GRANTING PERMISSION**

20 ROBERT C. CARLSON, ESQ.
21 Nevada Bar No. 8015
22 MEGAN K. DORSEY, ESQ.
23 Nevada Bar No. 6959
24 KOELLER NEBEKER CARLSON
25 & HALUCK, LLP
26 300 South Fourth Street, Suite 500
27 Las Vegas, NV 89101
28 (702) 853-5500
Attorneys for Petitioner,
D.R. HORTON, INC.

THE HONORABLE SUSAN JOHNSON
DEPARTMENT XXII
EIGHTH JUDICIAL DISTRICT COURT
OF CLARK COUNTY, NEVADA
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89101
(702) 671-0571
Respondent

JOEL ODOU, ESQ.
Nevada Bar No. 7468
WOOD, SMITH, HENNING
& BERMAN, LLP
7670 West Lake Mead Blvd., Suite 250
Las Vegas, NV 89128
(702) 222-0625
Attorneys for Petitioner,
D.R. HORTON, INC.

PAUL P. TERRY, JR., ESQ.
Nevada Bar No. 7192
JOHN STANDER, ESQ.
Nevada Bar No. 9198
MELISSA BYBEE, ESQ.
Nevada Bar No. 8390
ANGUIS & TERRY
1120 North Town Center Drive, Suite 260
Las Vegas, NV 89144
(702) 366-1900
Attorneys for Real Party in Interest,
HIGH NOON AT ARLINGTON RANCH
HOMEOWNERS ASSOCIATION



1 Respondent COMES NOW, Petitioner, D.R. HORTON, INC., a Delaware Corporation,
2 by and through its attorneys, KOELLER NEBEKER CARLSON & HALUCK, LLP, and
3 hereby submits this PROOF OF SERVICE OF WRIT OF MANDAMUS AND ORDER
4 GRANTING PETITION.

5 DATED this 1st day of February, 2013.

6
7 KOELLER NEBEKER CARLSON
& HALUCK, LLP

8
9 By: 

ROBERT C. CARLSON, ESQ.

Nevada Bar No. 8015

MEGAN K. DORSEY, ESQ.

Nevada Bar No. 6959

300 South Fourth Street, Suite 500

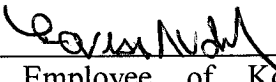
Las Vegas, NV 89101

Attorneys for Petitioner

1 **PROOF OF SERVICE OF WRIT OF MANDAMUS AND OPINION**

2 I HEREBY CERTIFY that on the 1st day of February, 2013, a copy of the WRIT OF
3 MANDAMUS AND ORDER GRANTING PERMISSION was hand-delivered to the
4 following:

5
6 THE HONORABLE SUSAN JOHNSON
7 DEPARTMENT XXII
8 EIGHTH JUDICIAL DISTRICT COURT OF CLARK COUNTY, NEVADA
9 Regional Justice Center
10 200 Lewis Avenue
11 Las Vegas, NV 89101
12 (702) 671-0571

13
14 
15 An Employee of Koeller, Nebeker, Carlson &
16 Haluck, LLP
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