

IN THE SUPREME COURT OF THE STATE OF NEVADA

MONTAGE MARKETING, LLC,
formerly known as MONTAGE
MARKETING CORPORATION, a
Delaware limited liability company,

Electronically Filed
Jan 27 2015 04:33 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

Appellant,

Case No. 59063

v.

WASHOE COUNTY ex rel WASHOE
COUNTY BOARD OF
EQUALIZATION; and WASHOE
COUNTY ASSESSOR JOSH
WILSON,

Respondents.

_____ /

**WASHOE COUNTY'S RESPONSE TO
REQUEST FOR ORAL ARGUMENT**

Washoe County does not dispute the fact that this matter has been fully briefed since March 2012. It further does not dispute that the case has been submitted for decision without oral argument since May 2013. However, the Court made a determination that oral argument was not necessary.

Appellant has failed in its request to set forth any actual basis supporting the need for oral argument.

NRAP 34(f) provides that

(1) The court may order a case submitted for decision on the briefs, without oral argument.

(2) The parties may agree to submit a case for decision on the briefs, but the court may direct that the case be argued.

(3) Appeals brought in proper person and appeals in post conviction proceedings instituted under NRS 34.360 et seq. will be submitted for decision without oral argument, but the court may direct that a case be argued.

NRAP 34.

There is nothing in the Nevada Rules of Appellate Procedure that authorizes a party to request oral argument. However, that is essentially what Appellant has done.

While Washoe County has been patiently awaiting a decision in this case and would certainly like a final resolution, it believes that this case has been fully and extensively briefed by the parties. Based upon that, Washoe County does not believe that oral argument is necessary. Washoe County does not want to waste the Court's time unless the Court actually determines that oral argument would be beneficial.

Dated this 27th day of January, 2015.

CHRISTOPHER J. HICKS
Washoe County District Attorney

By /s/ Herbert B. Kaplan
HERBERT B. KAPLAN
Deputy District Attorney
P. O. Box 11130
Reno, NV 89520-0027
(775) 337-5700
ATTORNEYS FOR RESPONDENTS

CERTIFICATE OF SERVICE

I hereby certify that this document was electronically filed with the Supreme Court of the State of Nevada by using the ECF System. Electronic service of the foregoing document shall be made in accordance with the Court's master service list as follows:

Rick Hsu, Esq.

Dated this 27th day of January, 2015.

/s/ C. Mendoza

C. Mendoza