IN THE SUPREME COURT OF THE STATE OF NEVADA

CITY OF FERNLEY, NEVADA, A
NEVADA MUNICIPAL CORPORATION,
Appellant,

VS.

THE STATE OF NEVADA,
DEPARTMENT OF TAXATION; THE
HONORABLE DAN SCHWARTZ, IN
HIS CAPACITY AS TREASURER OF
THE STATE OF NEVADA; AND THE
LEGISLATURE OF THE STATE OF
NEVADA,

Respondents.

No. 66851

FILED

FEB 1 9 2015

CLERK OF SUPREME COURT
BY DEPUTY CLERK

ORDER REMOVING APPEAL FROM SETTLEMENT PROGRAM AND REINSTATING BRIEFING

Pursuant to the recommendation of the settlement judge and good cause appearing, this appeal is removed from the settlement program. Accordingly, we reinstate the deadlines for preparing transcripts and filing briefs. See NRAP 16.

Appellant previously filed a transcript request form.¹ See NRAP 9. Sunshine Court Reporting Services shall have 30 days from the date of this order to prepare and deliver the requested transcript and to file a certificate with this court acknowledging the delivery of the transcript. See NRAP 9(b).

¹ The clerk shall attach a copy of that transcript request form to this order.

Appellant shall have 60 days from the date of this order to file and serve the opening brief and appendix.² Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1).

It is so ORDERED.

/ Jardesty, C.J.

cc: Margaret M. Crowley, Settlement Judge
Fernley City Attorney
Holley, Driggs, Walch, Puzey & Thompson/Las Vegas
Brownstein Hyatt Farber Schreck, LLP/Las Vegas
Attorney General/Carson City
Attorney General/Reno
Legislative Counsel Bureau Legal Division
Sunshine Reporting Services

² In preparing and assembling the appendix, counsel shall strictly comply with the provisions of NRAP 30.

1	IN THE SUPREME COURT OF THE STATE OF NEVADA	
2	* * *	
3	CITY OF FERNLEY, NEVADA, A NEVADA MUNICIPAL	Electronically Filed
4	CORPORATION,	Dec 23 2014 12:37 p.m.
5	Appellant,	Tracie K. Lindeman Supreme Coulerk of Supreme Court
6	VS.	Bupreme Count 1 to: Cook 1
7 8	THE STATE OF NEVADA DEPARTMENT OF TAXATION; THE HONORABLE KATE MARSHALL, IN HER CAPACITY AS TREASURER OF	
9	HER CAPACITY AS TREASURER OF THE STATE OF NEVADA; AND THE LEGISLATURE OF THE STATE OF	
10	LEGISLATURE OF THE STATE OF NEVADA,	
11	Respondents.	
12		J
13		
14	REQUEST FOR TRANSCRIPT OF PROCEEDINGS	
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21		JOSHUA J. HICKS, ESQ.
22		JOSHUA J. HICKS, ESQ. Nevada Bar No. 6678 BROWNSTEIN HYATT FARBER
23		SCHRECK, LLP 50 West Liberty Street, Suite 1030
24		Reno, Nevada 89501 Telephone: (775) 622-9450
25		SCHRECK, LLP 50 West Liberty Street, Suite 1030 Reno, Nevada 89501 Telephone: (775) 622-9450 Facsimile: (775) 622-9554 Email: jhicks@bhfs.com Attorneys for Appellant City of Fernley, Nevada
26		Attorneys for Appellant City of Fernley, Nevada
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28		

1	TO: Sunshine Court Reporting/Litigation Services	
2	Appellant CITY OF FERNLEY, NEVADA (hereinafter "Fernley"), requests	
3	preparation of a transcript of the proceedings before the district court, as follows:	
4	Judge or officer hearing the proceeding: Judge James T. Russell	
5	Specific individual dates of proceedings for which transcripts are being	
6	requested: September 2, 2014; attached is a disc of said hearing with a	
7	certificate from the First Judicial District Court (delivered to court reporter	
8	only).	
9	Specific portions of the transcript being requested: A transcript of the	
10	entire oral argument.	
11	Number of copies required: 4 certified copies in total, one copy to be filed	
12	with the First Judicial District Court of Nevada.	
13	I hereby certify that on the 23 rd day of December, 2014 I ordered the	
14	transcript(s) listed above from the court reporter named above, and no deposit was	
15	required.	
16	DATED this 23rd day of December, 2014.	
17	BROWNSTEIN HYATT FARBER SCHRECK, LLI	
18		
19	By: /s/Joshua J. Hicks JOSHUA J. HICKS, ESQ.	
20	Nevada Bar No. 6679 50 West Liberty Street, Suite 1030	
21	Reno Nevada 89501	
22	Telephone: (775) 622-9450 Facsimile: (775) 622-9554 Email: jhicks@bhfs.com Attorneys for Appellant	
23	Attorneys for Appellant City of Fernley, Nevada	
24	City of 1 criticy, 14cvaua	
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CERTIFICATE OF SERVICE I HEREBY CERTIFY that on the 23rd day of December, 2014, I served a copy of the foregoing Request for Transcript of Proceedings, by causing a copy of the same to be filed electronically with the Nevada Supreme Court, with electronic service on: Andrea Nichols, Esq. anichols@ag.nv.gov Office of the Attorney General 5420 Kietzke Lane, Suite 202 Reno, Nevada 89511 Brenda J. Erdoes, Esq. Kevin Powers, Esq. kpowers@lcb.state.nv.us J. Daniel Yu, Esq. dan.yu@lcb.state.nv.us Legislative Counsel Bureau 401 South Carson Street Carson City, Nevada 89701 /s/ Kelly J. Chouinard An Employee of Brownstein Hyatt Farber Schreck, LLP