

IN THE SUPREME COURT OF THE STATE OF NEVADA

MDC RESTAURANTS, LLC, A NEVADA
LIMITED LIABILITY COMPANY; LAGUNA
RESTAURANTS, LLC, A NEVADA LIMITED
LIABILITY COMPANY; AND INKA, LLC, A
NEVADA LIMITED LIABILITY COMPANY,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF
THE STATE OF NEVADA, IN AND FOR THE
COUNTY OF CLARK; AND THE HONORABLE
TIMOTHY C. WILLIAMS, DISTRICT JUDGE,
Respondents,

and

PAULETTE DIAZ, AN INDIVIDUAL;
LAWANDA GAIL WILBANKS, AN
INDIVIDUAL; SHANNON OLSZYNSKI, AN
INDIVIDUAL; AND CHARITY FITZLAFF, AN
INDIVIDUAL, ON BEHALF OF THEMSELVES
AND ALL SIMILARLY-SITUATED
INDIVIDUALS,

Real Parties in
Interest.

COLLINS KWAYISI, AN INDIVIDUAL,
Appellant,

vs.

WENDY'S OF LAS VEGAS, INC., AN OHIO
CORPORATION; AND CEDAR ENTERPRISES,
INC., AN OHIO CORPORATION,
Respondents.

THE STATE OF NEVADA, OFFICE OF THE
LABOR COMMISSIONER; AND SHANNON
CHAMBERS, NEVADA LABOR
COMMISSIONER IN HER OFFICIAL
CAPACITY,

Appellants,

vs.

CODY C. HANCOCK, AN INDIVIDUAL,
Respondent.

No. 68523

Electronically Filed
Feb 04 2016 02:50 p.m.
Tracie K. Lindeman
Clerk of Supreme Court
**MOTION OF NATIONAL
RESTAURANT
ASSOCIATION TO JOIN
AMICUS CURIAE BRIEF
OF NEVADA
RESTAURANT
ASSOCIATION**

No. 68754

No. 68770

ERIN HANKS,

Appellant,

vs.

BRIAD RESTAURANT GROUP, LLC, A NEW
JERSEY LIMITED LIABILITY COMPANY,

Respondent.

No. 68845

Appeal from the First Judicial District Court, Carson City
THE HONORABLE JUDGE JAMES WILSON, District Judge
District Court Case No. 14 OC 00080 1B

**MOTION OF NATIONAL RESTAURANT ASSOCIATION TO JOIN
AMICUS CURIAE BRIEF OF NEVADA RESTAURANT ASSOCIATION**

By: /s/ S. Brett Sutton

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Attorneys for Amicus Curiae National
Restaurant Association

The National Restaurant Association respectfully moves to join the amicus curiae brief of the Nevada Restaurant Association submitted on December 4, 2015, and filed on January 21, 2016.

The National Restaurant Association (the “Association”) is the leading business association for the restaurant and foodservice industry. The Association’s mission is to help members build customer loyalty, rewarding careers, and financial success. Nationally, the industry is made up of one million restaurant and foodservice outlets employing fourteen million people—about ten percent of the American workforce—with a number of those establishments located in Nevada. Despite being an industry of mostly small businesses, the restaurant industry is the nation’s second-largest private-sector employer. In addition, the Nevada Restaurant Association is an affiliate and its members are members of the National Restaurant Association.

The Association shares the view of its member, the Nevada Restaurant Association, that this case and the issues before the Court will have a tremendous impact on the restaurant industry—an industry that is vital to the national and state economies. The Association echoes the views and position presented by the Nevada Restaurant Association in its amicus curiae brief and supports reversal of the District Court’s decision.

Participation of the Association as amicus curiae will result in no delays in the proceeding and no prejudice to any party and it seeks only to join the amicus curiae brief previously accepted by this Court for filing. The Nevada Restaurant Association consents to the proposed addition of the Association as amicus curiae in this case.

The Association, therefore, respectfully requests that the Court grant its motion to join the amicus curiae brief filed by the Nevada Restaurant Association.

By: /s/ S. Brett Sutton
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Date: February 4, 2016

NRAP 26.1 DISCLOSURE

Pursuant to NRAP 26.1, the undersigned counsel of record certifies that the National Restaurant Association is a non-profit corporation without stock and there are no persons or entities as described in NRAP 26.1(a) that must be disclosed. The law firm and its partners and associates who will be appearing on behalf of amicus curiae include: Sutton Hague Law Corporation, S. Brett Sutton, Esq., and Charity F. Felts, Esq. These representations are made in order that the judges of this Court may evaluate possible disqualification or recusal.

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Date: February 4, 2016

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Sutton Hague Law Corporation, P.C. and that on this 4 day of February 2016, I caused to be served a true and correct copy of the above and foregoing **MOTION OF NATIONAL RESTAURANT ASSOCIATION TO JOIN AMICUS CURIAE BRIEF OF NEVADA RESTAURANT ASSOCIATION** via the Court's Case Management and Electronic Case Filing (CM/ECF) system and U.S. Mail, postage prepaid, properly addressed to the following:

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