

**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 WILLIAMS, DISTRICT  
JUDGE,

Respondents,

and

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

Real Parties in Interest.

Electronically Filed  
**Case No. 68523** Mar 24 2016 01:16 p.m.  
Tracie K. Lindeman  
Eighth Judicial District Court Case  
Clerk of Supreme Court  
No. A-14-701633-C

District Court Dept. No. 16  
Honorable Timothy C. Williams

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.

ERIN HANKS,

Appellant,

vs.

BRIAD RESTAURANT GROUP, L.L.C.,  
A NEW JERSEY LIMITED LIABILITY  
COMPANY,

Respondent.

**Case No. 68754**

United States District Court, District  
of Nevada, Case No. 2:14-cv-00729-  
GMN-VCF  
Honorable Gloria M. Navarro

**Case No. 68770**

First Judicial District Court Case  
No. 14 OC 00080 1B

District Court Dept. No. 2  
Honorable James E. Wilson, Jr.

**Case No. 68845**

United States District Court, District  
of Nevada, Case No. 2:14-cv-00786-  
GMN-PAL

Honorable Gloria M. Navarro

**NOTICE OF APPEARANCE AT ORAL ARGUMENT**

**NOTICE OF APPEARANCE AT ORAL ARGUMENT**

RICK D. ROSKELLEY, ESQ., Nevada Bar # 3192  
ROGER L. GRANDGENETT II, ESQ., Nevada Bar # 6323  
MONTGOMERY Y. PAEK, ESQ., Nevada Bar # 10176  
KATHRYN B. BLAKEY, ESQ., Nevada Bar # 12701  
LITTLER MENDELSON, P.C.  
3960 Howard Hughes Parkway, Suite 300  
Las Vegas, Nevada 89169-5937  
Telephone: 702.862.8800  
Facsimile: 702.862.8811  
*Attorneys for Respondents*  
*Briad Restaurant Group, L.L.C.,*  
*Wendy's of Las Vegas, Inc., and*  
*Cedar Enterprises, Inc.*

Please take notice that Rick D. Roskelley of the law firm Littler Mendelson, P.C., enters his appearance in the above captioned case as attorney for Respondents Briad Restaurant Group, L.L.C., Wendy's of Las Vegas, Inc., and Cedar Enterprises, Inc. NRAP 46(a)(2).

Dated: March 24, 2016

Respectfully submitted,

/s/ Montgomery Y. Paek, Esq.

RICK D. ROSKELLEY, ESQ.  
ROGER L. GRANDGENETT II, ESQ.  
MONTGOMERY Y. PAEK, ESQ.  
KATHRYN B. BLAKEY, ESQ.  
LITTLER MENDELSON, P.C.

Attorneys for Respondents and Petitioners

## **PROOF OF SERVICE**

I am a resident of the State of Nevada, over the age of eighteen years, and not a party to the within action. My business address is 3960 Howard Hughes Parkway, Suite 300, Las Vegas, Nevada 89169. On March 24, 2016, I served the within document(s):

### **NOTICE OF APPEARANCE AT ORAL ARGUMENT**

- ☒ By **United States Mail** – a true copy of the document(s) listed above for collection and mailing following the firm's ordinary business practice in a sealed envelope with postage thereon fully prepaid for deposit in the United States mail at Las Vegas, Nevada addressed as set forth below.

Don Springmeyer, Esq.  
Bradley Schrager, Esq.  
Daniel Bravo, Esq.  
Wolf, Rifkin, Shapiro, Schulman &  
Rabkin, LLP  
3556 E. Russell Road, 2nd Floor  
Las Vegas, NV 89120-2234  
Attorneys for Plaintiff-Appellants

Elayna J. Youchah  
Steven C. Anderson, Esq.  
Jackson Lewis P.C.  
3800 Howard Hughes Parkway,  
Suite 600  
Las Vegas, NV 89169  
*Attorneys for Amici Curiae*

Honorable Timothy C. Williams  
Eighth Judicial District Court, Dept. 16  
200 Lewis Avenue  
Las Vegas, NV 89155

Scott Davis, Esq.  
Deputy Attorney General  
Adam Paul Laxalt, Attorney General  
555 E. Washington Avenue, Suite 3900  
Las Vegas, NV 89101  
*Attorneys for State of Nevada ex rel  
Office of the Labor Commissioner; and  
Shannon Chambers*

Honorable James E. Wilson  
First Judicial District Court  
Department 2  
885 E. Musser Street, Suite 3031  
Carson City, NV 89701

Honorable Gloria M. Navarro  
United States District Court  
District of Nevada  
333 S. Las Vegas Blvd.  
Las Vegas, NV 89101

Deanna L. Forbush, Esq.  
Jeremy J. Thompson, Esq.  
Nicholas M. Wieczorek, Esq.  
Morris Polich & Purdy, LLP  
3800 Howard Hughes Parkway  
Suite 500  
Las Vegas, NV 89169

I am readily familiar with the firm's practice of collection and processing correspondence for mailing and for shipping via overnight delivery service. Under that practice it would be deposited with the U.S. Postal Service or if an overnight delivery service shipment, deposited in an overnight delivery service pick-up box or office on the same day with postage or fees thereon fully prepaid in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct.  
Executed on March 24, 2016, at Las Vegas, Nevada.

/s/ Erin J. Melwak  
Erin J. Melwak

Firmwide:139078742.1 058582.1020