



SUPREME COURT OF NEVADA
OFFICE OF THE CLERK
ELIZABETH A. BROWN, CLERK
201 SOUTH CARSON STREET, SUITE 201
CARSON CITY, NEVADA 89701-4702

Telephone
(775) 684-1600

October 27, 2016

Nicholas M. Wieczorek
Morris Polich & Purdy, LLP/Las Vegas
6800 Howard Hughes Pkwy, Ste. 500
Las Vegas NV 89169

Re: MDC Restaurants, LLC vs. Dist. Ct. (Diaz)
No. 68523/68754/68770/68845, Dist. Ct. Case No. A701633

Dear Mr. Paek:

Enclosed please find the original and one copy of the Writ of Mandamus and one copy of the opinion for service upon Judge Timothy C. Williams. Please **return** the **original writ** with proof of service attached thereto.

Copies of the writ and opinion are enclosed for your files.

Sincerely,

Rory Wunsch
Deputy Clerk

Enclosures

cc w/enclosures (writ & opinion):

Jackson Lewis P.C.

Fisher & Phillips LLP

Sutton Hague Law Corporation, P.C.

Littler Mendelson/Las Vegas

Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP/Las Vegas

16-33684

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.

No. 68523

COLLINS KWAYISI, AN INDIVIDUAL,
Appellant,

vs.

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

Respondents.

No. 68754

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

No. 68770

OFFICIAL CAPACITY,
Appellants,
vs.
CODY C. HANCOCK, AN INDIVIDUAL,
Respondent.

ERIN HANKS,
Appellant,

vs.
BRIAD RESTAURANT GROUP, LLC, A
NEW JERSEY LIMITED LIABILITY
COMPANY,
Respondent.

No. 68845

WRIT OF MANDAMUS

TO: The Honorable Timothy C. Williams, 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 directed to vacate your partial
summary judgment order and hold further proceedings in accordance with
this opinion, in the case entitled Paulette Diaz; Lawanda Gail Wilbanks;
Shannon Olszynski; and Charity Fitzlaff, all on behalf of themselves and
all similarly-situated individuals vs. MDC Restaurants, LLC; Laguna
Restaurants, LLC; Inka, LLC, case no. A701633.

WITNESS The Honorables Chief Justice Ron Parraguirre, Michael L. Douglas, James W. Hardesty, Michael A. Cherry, Mark Gibbons and Kristina Pickering, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 27th day of October, 2016.

Elizabeth A. Brown
Supreme Court Clerk

