IN THE SUPREME COURT OF THE STATE OF NEVADA

TITLEMAX OF NEVADA, INC., A DELAWARE COPRORATION,

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vs.

Appellants,

THE STATE OF NEVADA, DEPARTMENT OF BUSINESS AND INDUSTRY, FINANCIAL INSTITUTIONS DIVISION, Electronically Filed Supreme Court Case Mer. 2698076 03:37 p.m. Tracie K. Lindeman District Court Case Clerk of Supreme Court

Respondent.

RESPONSE TO APPELLANTS' DOCKETING STATEMENT

COMES NOW, Respondent, the State of Nevada, ex rel. its Department of Business and Industry, Financial Institutions Division, by and through its attorneys, Attorney General Adam Paul Laxalt, and his Senior Deputy Attorney General, David J. Pope, and hereby submits its Response to Appellant's Docketing Statement pursuant to NRAP 14(f).

With regard to the issue on appeal, as requested in Section 9, the Eighth Judicial District Court dismissed the case below for failure to exhaust administrative remedies. The order states, in part:

> Consequently, this case is dismissed and Plaintiff must exhaust its administrative remedies and, thereafter, seek judicial review by a district court pursuant to Chapter 233B of the NRS. Given the foregoing, Titlemax's Motion for Summary Judgment is hereby denied as moot.

Order Granting Defendant's Motion to Dismiss for Failure to Exhaust Administrative Remedies and Order Denying Titlemax's Motion for Summary Judgement filed February 3, 2016. Consequently, the only issue on appeal is the issue regarding the District Court's dismissal of the case for failure to exhaust administrative remedies.

Respectfully submitted this 23rd day of March, 2016

ADAM PAUL LAXALT Attorney General

By:

David J. Pope Senior Deputy Attorney General Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the State of Nevada Office of the Attorney General and that on the 23rd day of March, 2016, I filed the **Response to Appellants' Docketing Statement** via the Courts E-file service and deposited a true and correct copy of same in the U.S. mail, postage prepaid, first class, addressed as follows:

Michael H. Singer, Esq. Law Offices of Michael H. Snger Ltd. 4475 S. Pecos Road Las Vegas, NV 89121

Patrick J. Reilly, Esq. Holland & Hart 9555 Hillwood Dr., 2nd Floor Las Vegas, NV 89134

> <u>/s/Debra Turman</u> An employee of Office of Attorney General

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