

**IN THE SUPREME COURT OF THE  
STATE OF NEVADA**

TITLEMAX OF NEVADA, INC., A  
NEVADA CORPORATION,

Appellant,

vs.

THE STATE OF NEVADA  
DEPARTMENT OF BUSINESS AND  
INDUSTRY, FINANCIAL  
INSTITUTIONS DIVISION,

Respondent.

Supreme Court No. 69807  
District Court Case No.: AZ19176  
Electronically Filed  
Sep 22 2016 03:59 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

Appeal from Eighth Judicial District Court, State of Nevada, County of Clark  
The Honorable Valerie Adair, District Judge

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**DECLARATION OF PATRICK J. REILLY, ESQ. IN SUPPORT OF  
OPPOSITION TO MOTION TO DISMISS OR ALTERNATIVELY STAY  
THE APPEAL AND REQUEST TO CLARIFY THE ISSUES ON APPEAL**

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**DECLARATION OF PATRICK J. REILLY, ESQ. IN SUPPORT OF  
OPPOSITION TO MOTION TO DISMISS OR ALTERNATIVELY STAY  
THE APPEAL AND REQUEST TO CLARIFY THE ISSUES ON APPEAL**

I, Patrick J. Reilly, Esq., under penalty of perjury under the law of the State of Nevada, declare as follows:

1. I am at least 18 years of age and am competent to testify to the matters set forth in this Declaration. I have personal knowledge of the matters stated in this Declaration, except for those matters that are stated on information and belief, and as to those matters, I believe them to be true based on my investigation of the matter. I would provide competent testimony to the matters stated in this Declaration if called upon to do so.

2. I am a partner at the law firm Holland & Hart LLP, counsel for Appellant TITLEMAX OF NEVADA, INC. ("TitleMax"). I am licensed to practice law in the State of Nevada, the United States District Court for the District of Nevada, the United States Ninth Circuit Court of Appeals, and the United States Supreme Court.

3. I make this Declaration in support of TitleMax's Opposition to Motion to Dismiss or Alternatively Stay the Appeal and Request to Clarify the Issues on Appeal (the "Opposition").

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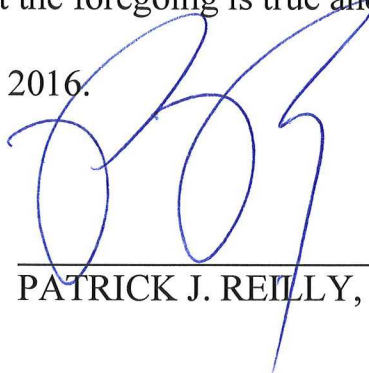
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4. Attached to the Opposition as **Exhibit “A”** is a true and correct copy of the email correspondence between counsel for the State of Nevada Department of Business and Industry, Financial Institutions Division (the “FID”) and counsel for TitleMax.

5. In this correspondence, counsel for the FID proposed that the parties stipulate to convert the lower court action into a proceeding under NRS Chapter 29. This is something I had done previously with the FID on behalf of another client in another matter (*see State v. Dollar Loan Center, LLC*, Docket No. 70002) in which the parties present a controversy to the court in good faith based upon undisputed facts.

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 22nd day of September, 2016.



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PATRICK J. REILLY, ESQ.


**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I electronically filed the forgoing **DECLARATION OF PATRICK J. REILLY, ESQ. IN SUPPORT OF OPPOSITION TO MOTION TO DISMISS OR ALTERNATIVELY STAY THE APPEAL AND REQUEST TO CLARIFY THE ISSUES ON APPEAL** with the Clerk of Court for the Supreme Court of Nevada by using the Supreme Court of Nevada's E-filing system on September 22, 2016.

I further certify that all participants in this case are registered with the Supreme Court of Nevada's E-filing system, and that service has been accomplished to the following individuals through the Court's E-filing System:

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