## 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.

No. 69807

FILED

DEC 14 2016

CLERK OF SUPREME COURT

BY OFPUTY CLERK

## ORDER DENYING MOTION

This is an appeal from a district court order dismissing a complaint for declaratory relief. Respondent has filed a motion to dismiss this appeal as moot, or alternatively to "stay" the appeal. Having considered the motion, opposition, and reply, we conclude respondent fails to demonstrate that this appeal is moot. See Personhood Nevada v. Bristol, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010). Accordingly, we deny the motion to dismiss at this time. Respondent's request to "stay" this appeal is also denied.

Respondent requests that this court clarify the issues under consideration in this appeal and whether this court desires briefing about the merits of appellant's complaint for declaratory relief. Appellant states in its opposition that its appeal is limited to challenging whether the district court properly dismissed its complaint. And the issues identified in appellant's opening brief appear only to challenge the dismissal of its

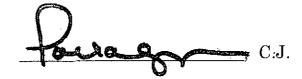
SUPREME COURT OF NEVADA

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complaint. Accordingly, respondent need not brief any additional issues unless otherwise ordered by this court.

Respondent shall have 30 days from the date of this order to file and serve the answering brief. Failure to comply with this order may result in the imposition of sanctions. NRAP 31(d).

It is so ORDERED.



cc: Holland & Hart LLP/Las Vegas Attorney General/Carson City Attorney General/Las Vegas