

IN THE SUPREME COURT OF THE STATE OF NEVADA

K-KEL, INC., D/B/A SPEARMINT
RHINO GENTLEMEN'S CLUB;
OLYMPUS GARDEN, INC., D/B/A
OLYMPUS GARDEN; SHAC, LLC,
D/B/A SAPPHIRE; D. WESTWOOD,
INC., D/B/A TREASURES; DEJA VU
SHOWGIRLS OF LAS VEGAS, LLC,
D/B/A DEJA VU; AND LITTLE
DARLINGS OF LAS VEGAS, LLC,
D/B/A LITTLE DARLINGS,

Appellants,

vs.

THE STATE OF NEVADA
DEPARTMENT OF TAXATION; AND
NEVADA TAX COMMISSION,

Respondents.

No. 69886

FILED

FEB 07 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

O R D E R

On October 27, 2016, attorney William H. Brown filed an opening brief on behalf of appellants K-Kel, Inc., Olympus Garden, Inc., Shac, L.L.C., and D. Westwood, Inc. The brief does not indicate that it is filed on behalf of appellants Déjà Vu Showgirls of Las Vegas, LLC or Little Darlings of Las Vegas, LLC. In addition, the brief purports to be filed on behalf of The Power Company, Inc., which is not listed as an appellant on this court's docket. The most recent notice of appeal, filed in this court on July 11, 2016, does not list the appellants to this appeal but states that "petitioners" hereby appeal. Consistent with the caption of this appeal, the order identified in that notice of appeal lists petitioners as K-Kel, Inc., Olympus Garden, Inc., Shac, L.L.C., D. Westwood, Inc., Déjà Vu Showgirls of Las Vegas, LLC, and Little Darlings of Las Vegas, LLC. Under these circumstances, it appears that either 1) Déjà Vu Showgirls of Las Vegas,

LLC and Little Darlings of Las Vegas, LLC, have failed to file their opening briefs and the filed opening brief was erroneously identified as filed on behalf of The Power Company, Inc., or 2) the caption of this appeal is incorrect.

Mr. Brown shall have 7 days from the date of this order to inform this court, in writing, whether the opening brief filed on October 27, 2016, correctly identifies the parties on whose behalf the brief was filed and whether the caption of this appeal correctly identifies the appellants to this appeal. Respondents may file any reply within 5 days after Mr. Brown's response is filed.

Briefing of this appeal is suspended pending further order of this court.

It is so ORDERED.

Cherry, C.J.

cc: Shafer & Associates, P.C.
Greenberg Traurig, LLP/Las Vegas
Neil J. Beller, Ltd.
Lambrose Brown, PLLC
Attorney General/Carson City
Attorney General/Las Vegas