

IN THE SUPREME COURT OF THE STATE OF NEVADA

NULEAF CLV DISPENSARY, LLC, A
NEVADA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

THE STATE OF NEVADA
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, DIVISION OF
PUBLIC AND BEHAVIORAL HEALTH;
DESERT AIRE WELLNESS, LLC, A
NEVADA LIMITED LIABILITY
COMPANY; ACRES MEDICAL, LLC;
AND GB SCIENCES, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Respondents.

GB SCIENCES, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Cross-Appellant,

vs.

THE STATE OF NEVADA
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, DIVISION OF
PUBLIC AND BEHAVIORAL HEALTH;
ACRES MEDICAL, LLC; CITY OF LAS
VEGAS; AND NULEAF CLV
DISPENSARY, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Cross-Respondents.

No. 69909

FILED

MAY 02 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

*ORDER REGARDING CAPTION AND
REINSTATING BRIEFING*

On April 7, 2016, the clerk of this court issued a notice modifying the caption and directing the parties to notify this court within 10 days if the modification was not accurate. In response,

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respondent/cross-appellant GB Services, LLC, filed a notice stating that Desert Aire Wellness, LLC should not be a respondent to the appeal and the City of Las Vegas should not be a respondent to the cross-appeal. The proposed change to the caption of the appeal is consistent with appellant/cross-respondent's docketing statement, and no other party has filed any response to our notice or GB Services' notice. Accordingly, we direct the clerk of this court to modify the caption of this appeal to remove Desert Aire Wellness, LLC as a respondent to the appeal and the City of Las Vegas as a respondent to the cross-appeal.¹ If any party objects to the modification of the caption, that party shall so notify this court, in writing, within 11 days of the date of this order.

Pursuant to the recommendation of the settlement judge and good cause appearing, this appeal is removed from the settlement program. See NRAP 16. Accordingly, we reinstate the deadlines for requesting transcripts and filing briefs.

Appellant/cross-respondent Nuleaf CLV Dispensary, LLC, and respondent/cross-appellant GB Sciences, LLC shall each have 15 days from the date of this order to file and serve a transcript request form. See NRAP 9(a).² Further, Nuleaf CLV Dispensary shall have 90 days from the


¹The notice also advises that Acres Medical, LLC, should be added as a respondent to the cross-appeal. However, Acres Medical, LLC is already listed as a respondent to the cross-appeal.

Given this order, Desert Aire Wellness, LLC will be removed from the service list of this appeal and cross-appeal. We therefore take no action on counsel for Desert Aire's motion to be removed from the service list.

²If no transcripts are to be requested, the parties shall file and serve a certificate to that effect within the same time period. NRAP 9(a).

date of this order to file and serve the appendix and opening brief on appeal. Thereafter, briefing shall proceed in accordance with NRAP 28.1(c).

It is so ORDERED.

, C.J.

cc: Pisanelli Bice, PLLC
Attorney General/Carson City
Las Vegas City Attorney
Garman Turner Gordon
Smith & Shapiro, LLC
Greenberg Traurig, LLP/Las Vegas
Attorney General/Las Vegas
Gentile, Cristalli, Miller, Armeni & Savarese, PLLC