

IN THE SUPREME COURT OF THE STATE OF NEVADA

MDC RESTAURANTS, LLC; LAGUNA
RESTAURANTS, LLC; AND INKA, LLC,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE TIMOTHY C.
WILLIAMS, DISTRICT JUDGE,

Respondents,

and

PAULETTE DIAZ; LAWANDA GAIL
WILBANKS; SHANNON OLSZYNSKI;
AND CHARITY FITZLAFF, ALL ON
BEHALF OF THEMSELVES AND ALL
SIMILARLY-SITUATED INDIVIDUALS,
Real Parties in Interest.

No. 71289

FILED

OCT 14 2016

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DIRECTING ANSWER

This original petition for a writ of mandamus "or other extraordinary relief" challenges a district court order granting partial summary judgment and holding that petitioners did not offer or provide employee health benefits qualifying them to pay less than the upper-tier hourly wage under the Minimum Wage Amendment to the Nevada Constitution. Having reviewed the petition, it appears that an answer may assist this court in resolving this matter. Therefore, real parties in interest, on behalf of respondents, shall have 30 days from the date of this order within which to file and serve an answer, including authorities,

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against issuance of the request writ. NRAP 21(b)(1). Thereafter, petitioners shall have 15 days from service of real parties in interest's answer to file and serve any reply to the answer.

It is so ORDERED.¹

Cherry, J.
Cherry

Douglas, J.
Douglas

Gibbons, J.
Gibbons

cc: Hon. Timothy C. Williams, District Judge
Morris Polich & Purdy, LLP/Las Vegas
Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP/Las Vegas
Eighth District Court Clerk

¹Petitioners' request for a stay is denied without prejudice to petitioners' right to seek a stay by separate motion, NRAP 27, demonstrating compliance with NRAP 8(a).