

KEMP & KEMP
ATTORNEYS AT LAW
7435 W. Azure Dr., Suite 110
LAS VEGAS, NEVADA 89130
Tel. (702) 258-1183 • Fax (702) 258-6983

JAMES P. KEMP, ESQUIRE
Nevada Bar No. 006375
KEMP & KEMP
7435 W. Azure Drive, Suite 110,
Las Vegas, NV 89130
(702) 258-1183
(702) 258-6983 (fax)
jp@kemp-attorneys.com
Attorney for Petitioner

Electronically Filed
Oct 18 2016 08:56 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBAIRE PREVOST,

Petitioner,

vs.

STATE OF NEVADA and DEPARTMENT
OF ADMINISTRATION, APPEALS
OFFICER, an Agency of the STATE OF
NEVADA; AND CCMSI

Respondents

Supreme Court Case No. 71472

District Court Case No.: A-16-730918-J

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement: ROBAIRE PREVOST.
2. Identify the judge issuing the decision, judgment, or order appealed from: Hon. Kerry Early.
3. Identify each appellant and the name and address of counsel for each appellant:

Appellant: BERNARD SANDS.

Counsel: JAMES P. KEMP, ESQUIRE
Nevada Bar No. 006375
KEMP & KEMP
7435 W. Azure Drive, Suite 110,
Las Vegas, NV 89130
Attorney for Appellant.

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel):

Respondent: NEVADA DEPARTMENT OF ADMINISTRATION

Counsel: Unknown

Respondent: CCMSI

Counsel: DANIEL L. SCHWARTZ, ESQ.
Nevada Bar No. 5125
LEWIS BRISBOIS BISGAARD & SMITH
2300 W. Sahara Ave., #300, Box 28
Las Vegas, NV 89102

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission): N/A

6. Indicate whether appellant was represented by appointed or retained counsel in the district court: Appellant represented by retained counsel

7. Indicate whether appellant is represented by appointed or retained counsel on appeal: Appellant represented by retained counsel

8. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave: N/A

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed): January 27, 2016

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court: Order Dismissing and Denying Petition for Judicial Review of an administrative Appeals Officer Decision and Order in a Workers' Compensation matter.

11. Indicate whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding: N/A

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

12. Indicate whether this appeal involves child custody or visitation: N/A

13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:

No.

DATED: October 18, 2016

/s/ James P. Kemp
JAMES P. KEMP, ESQUIRE
Nevada Bar No. 006375
KEMP & KEMP
7435 W. Azure Drive, Suite 110,
Las Vegas, NV 89130
Attorney for Petitioner/Appellant

CERTIFICATE OF E-SERVICE

I certify that on this date, I served the foregoing **CASE APPEAL STATEMENT** on the following parties by electronic transmission through the EFLEX system:

DANIEL L. SCHWARTZ, ESQ.
LEWIS BRISBOIS BISGAARD & SMITH
2300 W. Sahara Ave., #300, Box 28
Las Vegas, NV 89102

And by First Class U.S. Mail, Postage prepaid addressed to the following:

ROBAIRE PREVOST
30 STRADA Di VILLAGGIO
HENDERSON, NV 89011

STATE OF NEVADA –DEPT. OF CORRECTIONS
ATTENTION: BARBARA LUNA
P.O. Box 7011
CARSON CITY, NV 89702

STATE OF NEVADA-RISK MANAGEMENT
ATTENTION: ANA ANDREWS
201 S. ROOP STREET, SUITE 201
CARSON CITY, NV 89701

CCMSI
P.O. BOX 4990
CARSON CITY, NV 89702

DEPARTMENT OF ADMINISTRATION
APPEALS DIVISION
2200 SOUTH RANCOH DRIVE, SUITE 220
LAS VEGAS, NV 89102

CLARK COUNTY DISTRICT ATTORNEY
301 EAS CLARK AVENUE, SUITE 100
LAS VEGAS, NV 89101

DATED this 18th day of October 2016

/s/ James P. Kemp
An Employee of James P. Kemp, Esq.