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Elizabeth A. Brown
Clerk of Supreme Court

8 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

9
10 ANTONETTE PATUSH,
11 Appellant,
12 v.
13 LAS VEGAS BISTRO, LLC,
14 Respondent.

Supreme Court No. **76062**

15
16 **RESPONSE TO DOCKETING STATEMENT**

17 Respondent, Las Vegas Bistro, LLC ("Las Vegas Bistro"), by and through
18 counsel, hereby submits its response, pursuant to NRAP 14(f) to Appellant's
19 *Docketing Statement* ("Statement") filed August 6, 2018.

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1. Appellant failed to notify this Honorable Court that she separately appealed the Order of attorney fees granted in the instant matter in Paragraphs 6 & 24 of her *Statement*.

2. In her *Statement* at Paragraph 12, Appellant erroneously stated that NRS 11.190(4)(e) is the statute of limitations (“SOL”) provision that applies to “personal injury and wrongful death claims.” NRS 11.190(4)(e) sets forth the 2 year SOL provision that applies to an action to recover damages to a person caused by the wrongful act (*i.e.*, intentional tort) or neglect of another.

3. Appellant posits in her *Statement* at Paragraph 12 that no reasonable person could be expected to know that NRS 11.190(4)(e) applies to wrongful discharge in violation of public policy cases. However, Nevada law is replete with cases making that very point. *See, e.g., Finn v. City of Boulder City*, 2:14-cv-01835-JAD-GWF, 2018 WL 473001, at *8 (D. Nev. Jan. 17, 2018) and *Hansen v. Harrah’s*, 100 Nev. 60, 63, 675 P.2d 394, 396 (1984).

4. Appellant failed to comprehensively comply with Paragraph 27 of the *Docketing Statement* in that she failed to provide a copy of order granting attorney fees noted above and/or the concomitant Notice of Entry thereof.

Respectfully submitted this 16th day of August, 2018.

CLARK HILL, PLLC

By: 

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Las Vegas Bistro, LLC

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Clark Hill, PLLC, and on this 16th day of August 2018, I served a true and correct copy of the forgoing **RESPONSE TO DOCKETING STATEMENT** as follows:

- ☒ by placing same to be deposited for mailing in the United States Mail, in a sealed envelope upon which first class postage was prepaid in Las Vegas, Nevada;
- ☒ via electronic means by operation of the Court's electronic filing system, upon each party in this case who is registered as an electronic case filing user with the Clerk;
- ☐ via facsimile to the following counsel of record:

James Kemp, Esq.
7435 West Azure Drive, Suite 110
Las Vegas, NV 89130
Attorney for Appellant


An Employee of Clark Hill, PLLC

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