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Clerk of Supreme Court

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12 IN THE SUPREME COURT OF THE STATE OF NEVADA
13

14 MARCUS A. REIF, an incompetent person by
and through his Conservator CINDY REIF,

CASE NO.: A-18-770951-C
DEPT NO.: XXII

15 Plaintiff,

16 vs.

17 ARIES CONSULTANTS INC., a Nevada
Corporation, DOES 1 through 5, and ROE
18 CORPORATIONS 1 through 5, inclusive,

19 Defendants.

20 **CASE APPEAL STATEMENT**

21 **1. Name of Appellant filing this Case Appeal Statement:**

22 Plaintiff Marcus Reif, an incompetent person by and through his Conservator Cindy Reif.

23 **2. Identify the Judge Issuing the Decision, Judgment, or Order appealed from:**

24 Judge Susan H. Johnson issued the Order Granting Defendant's Motion to Dismiss Plaintiff's
25 Complaint.

26 **3. Identify all parties to the proceedings in the District Court (the use of et al. to denote
27 parties is prohibited):**

28 Plaintiff: 1. MARCUS A. REIF , an incompetent person

2. CINDY REIF, Conservator

Defendant: 1. ARIES CONSULTANTS, INC.

4. Identify all parties involved in this appeal (the use of et al. to denote parties is prohibited):

Appellants: 1. MARCUS A. REIF, an incompetent person

2. CINDY REIF, Conservator

Respondent: 1. ARIES CONSULTANTS, INC.

5. Set forth the name, law firm, address, and telephone number of all counsel on appeal and identify the party or parties whom they represent:

Appellants: Glen J. Lerner, Esq.
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Respondent: Craig J. Mariam, Esq.
Robert S. Larsen, Esq.
Wing Yan Wong, Esq.
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6. Whether an attorney identified in response to Paragraph 5 is not licensed to practice law in Nevada, and if so, whether the district court granted that attorney permission to appear under SCR 42, including a copy of any district court order granting that permission.

Jennifer Liakos, Esq., Pro Hac Application is pending and has not yet been approved. The case was dismissed prior to hearing on the Pro Hac Application. All other attorneys are licensed to practice law in Nevada.

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1 **7. Indicate whether Appellant was represented by appointed or retained counsel in District**
2 **Court:**

3 Appellant: Appellant was represented by retained counsel.

4 **8. Indicate whether Appellant is represented by appointed or retained counsel on Appeal:**

5 Appellant: Appellant is being represented by retained counsel.

6 **9. Indicate whether Appellant was granted leave to proceed in forma pauperis, and the date**
7 **of entry of the District Court order granting such leave:**

8 Appellant is not proceeding in forma pauperis.

9 **10. Indicate the date the proceedings commenced in the District Court (e.g., date Complaint,**
10 **Indictment, Information, or Petition was filed):**

11 Complaint filed March 12, 2018, and Corrected Amended Complaint was filed March 13, 2018.

12 **11. A brief description of the nature of the action and result in the district court, including the**
13 **type of judgment or order being appealed and the relief granted by the district court.**

14 This is a personal injury action. On March 16, 2016, plaintiff suffered catastrophic and life-
15 threatening injuries when the vehicle he was driving fell five floors because a barrier wall on the fifth
16 floor of the Edgewater Casino parking structure gave way upon slight impact. Plaintiff filed his
17 complaint against Respondent on March 12, 2018. The Court failed to upload the attachments to the
18 Complaint and Plaintiff refiled the Complaint on March 13, 2018. Plaintiff properly served the
19 corrected Complaint on Respondent. Respondent moved to dismiss the case and the District Court
20 granted Respondent's Motion.

21 **12. Whether the case has previously been the subject of an appeal to or original writ**
22 **proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of**
23 **the prior proceeding.**

24 None.

25 **13. Whether the appeal involves child custody or visitation.**

26 No.

27 ...

28 ...

1 **14. Whether the appeal involves the possibility of settlement.**

2 No.

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GLEN LERNER INJURY ATTORNEYS

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By: /s/ Glen J. Lerner

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Glen J. Lerner (NV SBN 4314)

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4795 S. Durango Drive

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Las Vegas, NV 89147

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Attorney for Plaintiff

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Thomas J. Tanksley, Esq.
10161 Park Run Drive, Suite 150
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Supreme Court Settlement Judge

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