

IN THE SUPREME COURT OF THE STATE OF NEVADA

AMY MULKERN; AND VIVIAN  
MULKERN,  
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF  
CLARK; AND THE HONORABLE  
FRANK P. SULLIVAN, DISTRICT  
JUDGE,

Respondents,

and

CLARK COUNTY DEPARTMENT OF  
FAMILY SERVICES; CLARK COUNTY  
DISTRICT ATTORNEY'S OFFICE;  
BABY GIRL W., A MINOR; KENNETH  
WENDTLAND; AND ASHLEY  
WENDTLAND,  
Real Parties in Interest.

No. 76399

**FILED**

AUG 27 2018

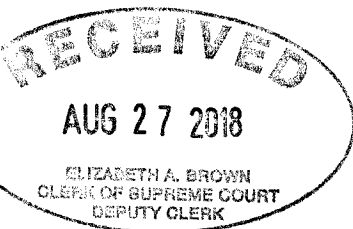
ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY J. H. H. H. H.  
DEPUTY CLERK

WRIT OF MANDAMUS

TO: The Honorable Frank P. Sullivan, Judge of the Eighth Judicial  
District Court:

WHEREAS, this Court having made and filed its written decision  
that a writ of mandamus issue,

NOW, THEREFORE, you are instructed to apply the rebuttable  
sibling presumption under NRS 432B.550(5) in determining the placement  
of Baby Girl W., in the case entitled In the Matter of: Amy White, case no.  
J324384P3.



WITNESS The Honorables Kristina Pickering, Mark Gibbons and James W. Hardesty, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 16th day of August, 2018.

  
Chief Assistant Clerk



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

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4 AMY MULKERN and VIVIAN MULKERN,  
5 Petitioners,

6  
7 vs.

8 THE EIGHTH JUDICIAL DISTRICT  
9 COURT OF THE STATE OF NEVADA, IN  
10 AND FOR THE COUNTY OF CLARK, AND  
11 THE HONORABLE FRANK P. SULLIVAN,  
12 DISTRICT JUDGE,

13 Respondents,  
14 and

15 CLARK COUNTY DEPARTMENT OF  
16 FAMILY SERVICES; AND CLARK  
17 COUNTY DISTRICT ATTORNEY'S  
18 OFFICE,

19 Real Parties in Interest,

20 and

21 BABY GIRL WHITE, A MINOR,

22 Real Party in Interest,

23 and

24 KENNETH WENDTLAND AND ASHLEY  
25 WENDTLAND,

26 Real Parties in Interest.  
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Electronically Filed  
S.C. NO. 23-20918 02:36 p.m.  
D.C. NO. J-17-224384 P3  
Elizabeth A. Brown  
Clerk of Supreme Court

29 **PROOF OF SERVICE**

30 I certify that on this 21<sup>st</sup> day of August, 2018, I caused a true and correct  
31 copy of the document entitled *Writ of Mandamus and Order Granting in Part and*  
32 *Denying in Part Petition for Writ of Mandamus or Prohibition* to be delivered to  
33

1 Judge Frank P. Sullivan on the 21st day of August, 2018, at 2:45 PM  
2 o'clock P.M. A signed copy of the receipt of copy is attached.  
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5 Steven Maul  
6 STEVEN MAUL  
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1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2  
3 \* \* \* \* \*

4 AMY MULKERN and VIVIAN MULKERN,  
5  
6 Petitioners,

S.C. NO. 76399  
D.C. NO: J-17-324384-P3

7 vs.

8 THE EIGHTH JUDICIAL DISTRICT  
9 COURT OF THE STATE OF NEVADA, IN  
10 AND FOR THE COUNTY OF CLARK, AND  
THE HONORABLE FRANK P. SULLIVAN,  
DISTRICT JUDGE,

11 Respondents,  
12 and

13 CLARK COUNTY DEPARTMENT OF  
14 FAMILY SERVICES; AND CLARK  
COUNTY DISTRICT ATTORNEY'S  
OFFICE,

15 Real Parties in Interest,

16 and

17 BABY GIRL WHITE, A MINOR,

18 Real Party in Interest,

19 and

20 KENNETH WENDTLAND AND ASHLEY  
21 WENDTLAND,

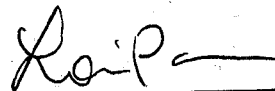
22 Real Parties in Interest.

23 **RECEIPT OF COPY**

24 Receipt of the *Writ of Mandamus* and *Order Granting in Part and Denying*  
25 *in Part* Petition for *Writ of Mandamus* or *Prohibition* this 22 day of August,  
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27 \* \* \* \* \*

1 2018, at 2:45 o'clock p.M.  
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For the Honorable Frank P. Sullivan  
601 North Pecos Road  
Las Vegas, Nevada 89101

P:\wp16\MULKERN,A\SUDRAFTS\00253594.WPD/vj

# WILICK LAW GROUP

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♦ BOARD CERTIFIED FAMILY LAW TRIAL ADVOCATE  
BY THE NATIONAL BOARD OF TRIAL ADVOCACY



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FAITH FISH

## E-MAIL ADDRESSES:

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August 24, 2018

Supreme Court of Nevada  
Attn: Dana Richards  
Clerk of the Court  
201 South Carson Street, Suite 201  
Carson City, Nevada 89701

**Re: *Mulkern Vs. Dist. Ct. (Clark Cty. Dep't of Family Serv.'s)*,  
Docket No. 76399**

Dear Ms. Richards:

Enclosed please find a the original writ pursuant to your August 16, 2018 correspondence and a filed stamped copy of the proof of service upon Judge Frank P. Sullivan.

Should you have any questions, please feel free to contact our office. Thank you.

Sincerely,

Victoria Javiel, Paralegal to  
Lorien K. Cole, Esq.

