

IN THE SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA; THE STATE
OF NEVADA DEPARTMENT OF
CORRECTIONS; JAMES DZURENDA,
DIRECTOR OF THE NEVADA
DEPARTMENT OF CORRECTIONS;
IHSAN AZZAM, PH.D., M.D., CHIEF
MEDICAL OFFICER OF THE STATE
OF NEVADA IN HIS OFFICIAL
CAPACITY; AND JOHN DOE,
ATTENDING PHYSICIAN AT
PLANNED EXECUTION OF SCOTT
RAYMOND DOZIER IN HIS OFFICIAL
CAPACITY,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
ELIZABETH GOFF GONZALEZ,
Respondents,

and

ALVOGEN, INC.; HIKMA
PHARMACEUTICALS USA, INC.; AND
SANDOZ INC.,

Real Parties in Interest.

THE STATE OF NEVADA; THE STATE
OF NEVADA DEPARTMENT OF
CORRECTIONS; JAMES DZURENDA,
DIRECTOR OF THE NEVADA
DEPARTMENT OF CORRECTIONS, IN
HIS OFFICIAL CAPACITY; IHSAN
AZZAM, PH.D., M.D., CHIEF MEDICAL
OFFICER OF THE STATE OF
NEVADA, IN HIS OFFICIAL
CAPACITY; AND JOHN DOE,
ATTENDING PHYSICIAN AT
PLANNED EXECUTION OF SCOTT

No. 76485 ✓

FILED

OCT 30 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

No. 76510

RAYMOND DOZIER, IN HIS OFFICIAL
CAPACITY,
Appellants,
vs.
ALVOGEN, INC.,
Respondent.

ORDER TO SHOW CAUSE

The original writ petition in Docket No. 76485 challenges a district court temporary restraining order precluding petitioners from using a certain drug in executions pending a decision on motions for a preliminary injunction. Petitioners/appellants filed a protective notice of appeal from that same order, which was assigned to Docket No. 76510.

On September 28, 2018, the district court resolved the preliminary injunction motions in this matter, and petitioners have appealed. *See State v. Alvogen, Inc.*, Docket No. 77100. Accordingly, it appears that the temporary restraining order challenged in these matters is no longer in effect, and that this writ petition and protective appeal are thus moot. *See Personhood Nev. v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010). Therefore, petitioners/appellants shall have 15 days from the date of this order to either move to dismiss this writ petition and appeal or to show cause why the petition and appeal should not be dismissed as moot. Real parties in interest/respondent shall have 11 days from the date that petitioners/appellants' response is served to file and serve any reply.

It is so ORDERED.

 C.J.

cc: Hon. Elizabeth Goff Gonzalez, District Judge
Attorney General/Carson City
Attorney General/Las Vegas
Latham & Watkins LLP/Chicago
Latham & Watkins LLP/Washington DC
Lewis Roca Rothgerber Christie LLP/Las Vegas
Pisanelli Bice, PLLC
Lewis Roca Rothgerber Christie LLP/Reno
Campbell & Williams
O'Mara Law Firm, P.C.
Clark County District Attorney
Eighth District Court Clerk