

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

GREENMART OF NEVADA NLV LLC,  
a Nevada limited liability company;  
NEVADA ORGANIC REMEDIES, LLC;  
and LONE MOUNTAIN PARTNERS,  
LLC, a Nevada limited liability company,  
Appellants,

vs.

SERENITY WELLNESS CENTER LLC;  
TGIG, LLC; NULEAF INCLINE  
DISPENSARY, LLC; NEVADA  
HOLISTIC MEDICINE, LLC; TRYKE  
COMPANIES SO NV, LLC; TRYKE  
COMPANIES RENO, LLC; PARADISE  
WELLNESS CENTER, LLC; GBS  
NEVADA PARTNERS, LLC; FIDELIS  
HOLDINGS, LLC; GRAVITAS  
NEVADA, LLC; NEVADA PURE, LLC;  
MEDIFARM, LLC; MEDIFARM IV LLC;  
and THE STATE OF NEVADA  
DEPARTMENT OF TAXATION,  
Respondents.

Electronically Filed  
May 22 2020 04:22 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

SUPREME COURT CASE NO:  
79668

DISTRICT COURT CASE NO.:  
A-19-786962-B

**APPELLANT GREENMART OF NEVADA NLV LLC'S NOTICE OF  
NON-OPPOSITION TO RESPONDENT SERENITY WELLNESS  
CENTER LLC'S MOTION TO DISMISS SERENITY WELLNESS  
CENTER LLC FROM INTERLOCUTORY APPEAL**

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Appellant GreenMart of Nevada NLV LLC (“GreenMart”) hereby submits its Notice of Non-Opposition to Serenity Wellness Center, LLC’s (“Serenity”) May 15, 2020 Motion to Dismiss from Interlocutory Appeal. As Serenity noted in its Motion, on April 3, 2020, the district court entered an order dismissing Serenity with prejudice as a plaintiff from the underlying district court action. A copy of that order is attached hereto at Addendum A.

RESPECTFULLY SUBMITTED this the 22<sup>nd</sup> day of May, 2020.

*/s/ Alina M Shell*

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*Counsel for Appellant, GreenMart of Nevada NLV LLC*

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing APPELLANT GREENMART OF NEVADA NLV LLC'S NOTICE OF NON-OPPOSITION TO RESPONDENT SERENITY WELLNESS CENTER LLC'S MOTION TO DISMISS SERENITY WELLNESS CENTER LLC FROM INTERLOCUTORY APPEAL was filed electronically with the Nevada Supreme Court on the 22<sup>nd</sup> day of May, 2020. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Michael V. Cristalli, Dominic P. Gentile, Ross J. Miller, and Vincent Savarese, III

**Clark Hill PLLC**

*Counsel for Respondents, Serenity Wellness Center LLC, TGIG LLC, NuLeaf Incline Dispensary LLC, Nevada Holistic Medicine LLC, Tryke Companies So NV LLC, Tryke Companies Reno LLC, Fidelis Holdings, LLC, GBS Nevada Partners LLC, Gravitas Nevada Ltd., Nevada Pure LLC, MediFarm LLC, and MediFarm IV LLC*

Ketan D. Bhirud, Aaron D. Ford, Theresa M. Haar, David J. Pope, and Steven G. Shevorski

**Office of the Attorney General**

*Counsel for Respondent, The State of Nevada Department of Taxation*

David R. Koch, Steven B. Scow, Daniel G. Scow, and Brody R. Wight

**Koch & Scow, LLC**

*Counsel for Appellant, Nevada Organic Remedies, LLC*

Eric D. Hone, Moorea L. Katz, and Jamie L. Zimmerman

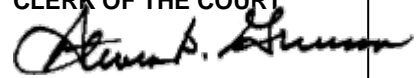
**H1 Law Group**

*Counsel for Appellant, Lone Mountain Partners, LLC*

/s/ Pharan Burchfield

Employee of McLetchie Law

# ADDENDUM A



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*Attorneys for Serenity Wellness Center, LLC*

**EIGHT JUDICIAL DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

CASE NO.: A-19-787004-B

Consolidated with:

In Re: D.O.T. Litigation,

A-785818  
A-786357  
A-786962  
A-787035  
A-787540  
A-787726  
A-801416

DEPT NO.: XI

**ORDER ON SERENITY WELLNESS CENTER, LLC'S MOTION TO**  
**VOLUNTARILY DISMISS AND/OR DROP SERENITY WELLNESS CENTER,**  
**LLC AS A PLAINTIFF**

This matter, having coming before the Court on March 6, 2020, on Serenity Wellness Center, LLC's (hereinafter "Serenity") Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff and there appearing Taylor Simpson, Esq. of the Law Offices of P. Sterling Kerr. The Court having considered the pleadings, papers, and

1 memoranda on file, heard argument of counsel, and good cause appearing hereby orders as  
2 follows:

3 **IT IS HEREBY ORDERED** that Serenity's Motion to Voluntarily Dismiss and/or  
4 Drop Serenity Wellness Center, LLC as a Plaintiff On Order Shortening Time is GRANTED.  
5 Serenity is hereby dismissed with prejudice from the present action without conditions, except  
6 as set forth in this Order.  
7

8 **IT IS FURTHER ORDERED** that Serenity shall respond to requests for documents  
9 in the present action upon properly noticed subpoena. Serenity shall retain any and all rights  
10 it may have to assert objections or to seek a protective order.  
11

12 **IT IS FURTHER ORDERED** that any of the parties who opposed Serenity's Motion  
13 or who joined in opposition against Serenity's Motion retain their rights to seek attorneys'  
14 fees and costs against Serenity at or after the conclusion of the case. Serenity shall retain the  
15 right object to or oppose fees and costs sought by any such parties.  
16

17 DATED and done this 3rd day of April, 2020

18   
19 \_\_\_\_\_  
DISTRICT COURT JUDGE

20 Respectfully submitted,

21 LAW OFFICES OF P. STERLING KERR

22 /s/ Taylor Simpson  
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