

IN THE SUPREME COURT OF THE STATE OF NEVADA

GREENMART OF NEVADA NLV LLC,
a Nevada limited liability company; and
NEVADA ORGANIC REMEDIES, LLC,

Appellants/Cross-Respondents,

vs.

ETW MANAGEMENT GROUP LLC;
GLOBAL HARMONY LLC; HERBAL
CHOICE INC.; JUST QUALITY LLC;
LIBRA WELLNESS CENTER LLC;
ROMBOUGH REAL ESTATE INC.
D/B/A MOTHER HERB; THC NEVADA
LLC; ZION GARDENS LLC; and MMOF
VEGAS RETAIL INC.,

Respondents/Cross-Appellants,

and

THE STATE OF NEVADA
DEPARTMENT OF TAXATION,

Respondent.

Electronically Filed
Nov 03 2020 02:26 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

SUPREME COURT CASE NO:
79669

DISTRICT COURT CASE NO.:
A787004

**APPELLANT/CROSS-RESPONDENT GREENMART OF NEVADA NLV,
LLC’S MOTION FOR VOLUNTARY DISMISSAL OF APPEAL**

Appellant/Cross-Respondent GreenMart of Nevada NLV, LLC (“GreenMart”) moves this Court pursuant to Nev. R. App. P. 42(b) for an order dismissing the above-captioned appeal. As indicated in the September 14, 2020 Motion to dismiss filed by Respondents in the related appeal of *GreenMart of Nevada NLV, LLC et al. v. TGIG, LLC, et al.*, Nevada Supreme Court Case No.

79668, the issues presented in the instant appeal have been mooted by the district court's entry of a permanent injunction.

On November 3, 2020, the undersigned corresponded with Kiel Ireland, counsel for Respondent the State of Nevada, Department of Taxation. Mr. Ireland indicated that the State did not oppose the instant voluntary dismissal. Additionally, on November 3, 2020, the undersigned spoke with David Koch, counsel for Appellant/Cross-Respondent Nevada Organic Remedies, LLC regarding the instant motion for voluntary dismissal. Mr. Koch indicated that Nevada Organic Remedies, LLC did not oppose voluntary dismissal of the instant appeal.

Undersigned counsel also spoke with Maximillien Fetaz, counsel for Respondents/Cross-Appellants ETW Management Group, LLC, Global Harmony, LLC, Just Quality, LLC, Libra Wellness Centers, LLC, MMOF Vegas Retail, Inc., Rombough Real Estate, Inc., and Zion Gardens, LLC, on October 30, 2020. Mr. Fetaz indicated that these Respondents/Cross-Appellants do not oppose voluntary dismissal of the instant appeal.

Respectfully submitted this 3rd day of November, 2020.

/s/ Alina M. Shell

Margaret A. McLetchie, Nevada Bar No. 10931

Alina M. Shell, Nevada Bar No. 11711

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Counsel for Appellant, GreenMart of Nevada NLV LLC

CERTIFICATE OF SERVICE

I hereby certify that the foregoing APPELLANT/CROSS-RESPONDENT GREENMART OF NEVADA NLV, LLC'S MOTION FOR VOLUNTARY DISMISSAL OF APPEAL was filed electronically with the Nevada Supreme Court on the November 3, 2020. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Adam K. Bult, Travis F. Chance, and Maximilien D. Fetaz

Brownstein Hyatt Farber Schreck, LLP

Adam R. Fulton

Jennings & Fulton, Ltd.

Counsel for Respondents/Cross-Appellants,

ETW Management Group LLC; Global Harmony LLC; Green Leaf Farms Holdings LLC; Green Therapeutics LLC; Just Quality LLC; Libra Wellness Center LLC; Rombough Real Estate Inc. d/b/a Mother Herb; Nevcan LLC; Red Gardens LLC; Zion Gardens LLC; and MMOF Vegas Retail Inc.

Amy L. Sugden

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Counsel for Respondent/Cross-Appellant,

THC Nevada LLC

Sigal Chattah

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Counsel for Respondent/Cross-Appellant,

Herbal Choice Inc.

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

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David R. Koch, Steven B. Scow, Daniel G. Scow, and Brody R. Wight
Koch & Scow, LLC
Counsel for Appellant/Cross-Respondent,
Nevada Organic Remedies, LLC

/s/ Pharan Burchfield
Employee of McLetchie Law