

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 MANAGMENT GROUP LLC;
GLOBAL HARMONY LLC; GREEN
LEAF FARMS HOLDINGS LLC;
GREEN THERAPEUTICS LLC;
HERBAL CHOICE INC.; JUST
QUALITY, LLC; LIBRA WELLNESS
CENTER, LLC; ROMBOUGH REAL
ESTATE INC., D/B/A MOTHER HERB;
NEVCANN LLC; RED EARTH LLC;
THC NEVADA LLC; ZION GARDENS
LLC; AND MMOF VEGAS RETAIL,
INC,

Respondents/Cross-Appellants

and

THE STATE OF NEVADA
DEPARTMENT OF TAXATION,

Respondent.

GREENMART OF NEVADA NLV LLC,
A NEVADA LIMITED LIABILITY
COMPANY; AND NEVADA ORGANIC
REMEDIES, LLC,

Appellants/Cross-Respondents,

vs.

MM DEVELOPMENT COMPANY, INC.,
A NEVADA CORPORATION; AND
LIVFREE WELLNESS, LLC, D/B/A THE
DISPENSARY, A NEVADA LIMITED
LIABILITY,

Respondents/Cross-Appellants,

and

THE STATE OF NEVADA
DEPARTMENT OF TAXATION,

No. 79669

FILED

NOV 21 2019

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

No. 79670

Respondent.

GREENMART OF NEVADA NLV LLC,
A NEVADA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

COMPASSIONATE TEAM OF LAS
VEGAS LLC, A NEVADA LIMITED
LIABILITY COMPANY; AND THE
STATE OF NEVADA DEPARTMENT
OF TAXATION,

Respondents.

No. 79671 ✓

GREENMART OF NEVADA NLV LLC,
A NEVADA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

HIGH SIERRA HOLISTICS LLC; AND
THE STATE OF NEVADA
DEPARTMENT OF TAXATION,

Respondents.

No. 79672

GREENMART OF NEVADA NLV LLC,
A NEVADA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

NEVADA WELLNESS CENTER, LLC, A
NEVADA LIMITED LIABILITY
COMPANY; AND THE STATE OF
NEVADA DEPARTMENT OF
TAXATION,

Respondents.

No. 79673

ORDER TO SHOW CAUSE

These related but unconsolidated appeals challenge a single
district court order entered in district court case A-19-786962. Initial

review of the available docketing statements reveals potential jurisdictional defects.¹

First, the challenged order, entered on August 23, 2019, appears to be filed only in case A-19-786962-B (on appeal in Docket No. 79668).² Although an amended notice of entry of the challenged order bearing all six of the underlying district court case numbers and captions was filed in each of the cases, the order itself bears only a single case number and the corresponding caption. Where the order was not filed in the other five district court cases (A-18-786357-W; A-19-787726-C; A-19-787540-W; A-19-787004-B; A-18-785818-W), it appears that the order is not subject to challenge in the context of a notice of appeal filed in those cases.³

Second, it appears that in Docket No. 79673 (district court case A-19-787540-W) Nevada Wellness Center, LLC, filed a timely tolling motion to amend the district court's decision regarding the preliminary injunction.

¹Respondents/cross-appellants' untimely motion for an extension of time to file a docketing statement in Docket No. 79669 is granted. The clerk shall detach the docketing statement from the motion filed on November 14, 2019, and file it separately.

To date, appellant/cross-respondent GreenMart of Nevada NLV, LLC, has failed to file a docketing statement in Docket No. 79669. Appellant/cross-respondent GreenMart of Nevada, NLV, LLC and respondents/cross-appellants in Docket No. 79670 have also failed to file docketing statements. These parties shall have 7 days from the date of this order to file and serve their docketing statements or face sanctions. See NRAP 14(c).

²It appears that the district court cases were not consolidated at the time the order was entered.

³It appears this defect may be remedied by filing a copy of the August 23, 2019, order in each of the other five district court cases.

See NRAP 4(a)(4). It further appears that no written, file-stamped order has been entered resolving the motion in case A-19-787540-W and the motion remains pending in the district court. It thus appears that the notice of appeal may have been prematurely filed in Docket No. 79673. See NRAP 4(a)(6).

Accordingly, appellants and respondents/cross-appellants in these matters shall each have 30 days from the date of this order to show cause why their appeals and cross-appeals should not be dismissed.⁴ Respondents in Docket No. 79671, 79672, and 79673, may file any replies within 14 days of service of appellant's response in each appeal. Respondents in Docket No. 79669 and 79670 may file any replies within 14 days of service of the latest-filed response in each appeal. Given this order, this court defers ruling upon the motions to consolidate these appeals with each other and Docket No. 79668. The briefing schedules in these appeals shall be suspended pending further order of this court.

It is so ORDERED.

 C.J.

cc: McLetchie Law
Koch & Scow, LLC
Attorney General/Carson City
Attorney General/Las Vegas
Simon Law
Holley, Driggs, Walch, Fine, Puzey, Stein, Thompson/Reno
Parker, Nelson & Associates
Brownstein Hyatt Farber Schreck, LLP/Las Vegas
Jennings & Fulton, Ltd.
Kemp, Jones & Coulthard, LLP

⁴GreenMart of Nevada NLV, LLC, shall file a separate response in each docket number.