

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID J. MITCHELL; LAS VEGAS
LAND PARTNERS, LLC; MEYER
PROPERTY, LTD.; ZOE PROPERTY,
LLC; LEAH PROPERTY, LLC; WINK
ONE, LLC; AQUARIUS OWNER, LLC;
LVLP HOLDINGS, LLC; LIVE WORKS
TIC SUCCESSOR, LLC,

Appellants,

vs.

RUSSELL L. NYPE; REVENUE PLUS,
LLC, and SHELLEY D. KROHN,
Respondents.

Case No. 80693

RESPONDENTS' MOTION TO
FILE RESPONDENTS' APPENDIX
VOLUMES 49 TO 65 UNDER SEAL

Electronically Filed
Oct 28, 2021 05:16 p.m.
Elizabeth Brown
Clerk of Supreme Court

Respondents Russell L. Nype, Revenue Plus, LLC, and Shelley D. Krohn (collectively, “Respondents”) hereby move, pursuant to Nevada Rules for Sealing and Redacting Court Records (“SRCR”), Part VII, Rules 3 and 7, for this Court's permission to file Volumes 49 to 65 of Respondents’ Appendix under seal.

These volumes have papers or exhibits which the parties designated as “Confidential Information” and were protected by a Stipulated Protective Order that was entered by the district court on February 20, 2018. (*See* Appellants' March 18, 2021, Mot. Seal at Exhibit 1). These records are necessary for this Court’s review of Respondents’ Answering Brief and should not be made public pursuant to the district court order.

Because these records are protected by court order, Respondents respectfully requests that Volumes 49 to 65 of Respondents' Appendix be filed under seal. *See* SRCR Part VII, Rule 7 (“Court records sealed in the trial court shall be sealed from public access in the Nevada Supreme Court subject to further order of that court”). Indeed, on May 6, 2021, this Court granted

Appellants' similar motion to seal portions of its appendix (which was based on the same grounds as presented in this motion).

DATED this 28th day of October, 2021.

JOHN W. MUIJE & ASSOCIATES

By: /s/ John W. Muije, Esq.

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CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of October, I have caused a true and correct copy of the foregoing **RESPONDENTS' MOTION TO FILE RESPONDENTS' APPENDIX VOLUMES 49 TO 65 UNDER SEAL** to be served by electronic service by the Supreme Court of Nevada Electronic Filing System to the following:

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As an agent for and on behalf of
JOHN W. MUIJE & Associates