

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT CLARKE, an individual,  
Appellant,

v.

SERVICE EMPLOYEES  
INTERNATIONAL UNION, a nonprofit  
cooperative corporation; and CLARK  
COUNTY PUBLIC EMPLOYEES  
ASSOCIATION, A/K/A SEIU 1107, a  
non-profit cooperative corporation,

Respondents.

SERVICE EMPLOYEES  
INTERNATIONAL UNION, an  
unincorporated association; and NEVADA  
SERVICE EMPLOYEES UNION A/K/A  
CLARK COUNTY PUBLIC  
EMPLOYEES ASSOCIATION, SEIU  
1107, a non-profit cooperative corporation,

Appellants,

v.

DANA GENTRY, AN INDIVIDUAL; and  
ROBERT CLARKE, an individual,

Respondents.

Supreme Court No. 80520  
District Case No. A764942  
Electronically Filed  
Dec 01 2020 10:47 a.m.  
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Clerk of Supreme Court

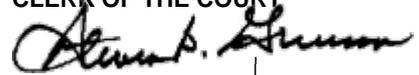
Supreme Court No. 81166  
District Case No. A764942

**REPLY APPENDIX OF SERVICE EMPLOYEES INTERNATIONAL  
UNION AND CLARK COUNTY PUBLIC EMPLOYEES ASSOCIATION  
A/K/A SEIU LOCAL 1107**

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10 *Local Counsel for SEIU International*

11 **EIGHTH JUDICIAL DISTRICT COURT**  
12 **CLARK COUNTY, NEVADA**

13 DANA GENTRY, an individual; and  
14 ROBERT CLARKE, an individual,

CASE NO.: A-17-764942-C

15 Plaintiffs,

DEPT. No. XXVI

16 vs.

17 **ORDER DENYING MOTION FOR**  
18 **DEFAULT JUDGMENT**

19 SERVICE EMPLOYEES  
20 INTERNATIONAL UNION, a nonprofit  
21 cooperative corporation; LUISA BLUE, in  
22 her official capacity as Trustee of Local  
23 1107; MARTIN MANTECA, in his  
24 official capacity as Deputy Trustee of  
25 Local 1107; MARY K. HENRY, in her  
26 official capacity as Union President;  
27 SHARON KISLING, individually;  
CLARK COUNTY PUBLIC  
EMPLOYEES ASSOCIATION UNION  
aka SEIU 1107, a non-profit cooperative  
corporation; DOES 1-20; and ROE  
CORPORATIONS 1-20, inclusive,

Defendants.

The Court hereby denies Plaintiffs' Motion for Default Judgment against Sharon Kisling. "The answer of a co-defendant inures to the benefit of a defaulting defendant where there exists, as here, a common defense as to both of them." *Paul v. Pool*, 96 Nev. 130, 132, 605 P.2d 635, 636 (1980). Defendant Nevada Service Employees Union has asserted defenses that inure to Sharon Kisling. Default judgment of Sharon Kisling is therefore improper.

Dated August 15<sup>th</sup>, 2019.

  
District Court Judge Gloria J. Sturman

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Submitted by:

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**CERTIFICATE OF SERVICE**

*Clarke v. Service Employees International Union, et al.*

Supreme Court No. 80520 and 81166

District Court Case No. A-17-764942-C

I hereby certify that on this date 1st day of December, 2020, I submitted the foregoing **REPLY APPENDIX OF SERVICE EMPLOYEES INTERNATIONAL UNION AND CLARK COUNTY PUBLIC EMPLOYEES ASSOCIATION A/K/A SEIU LOCAL 1107** for filing and service through the Court's eFlex electronic filing service. According to the system, electronic notification will automatically be sent to the following:

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*/s/ Jonathan Cohen*

Jonathan Cohen