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

**DISTRICT COURT
CLARK COUNTY, NEVADA**

	)	Case No. A-19-787004-B
)	
	)	Consolidated with A-785818
	)	A-786357
In Re: D.O.T. Litigation,	)	A-786962
	)	A-787035
	)	A-787540
	)	A-787726
	)	A-801416
	)	Dept. No. XI
)	
)	

NOTICE OF APPEAL

PLEASE TAKE NOTICE that TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC,, Plaintiffs in Case A-19-786962-B ("Plaintiffs"), by and through counsel, of the law firm of CLARK HILL, PLLC, hereby appeal from the following Findings of Fact and Conclusions of Law and Notice of Entry of Judgments, attached hereto, to the Supreme Court of Nevada.

1. "Findings of Fact and Conclusions of Law", entered on September 3, 2020, notice of entry of which was served electronically on September 22, 2020;

1 2. "Findings of Fact and Conclusions of Law", entered on September 16, 2020, notice of
2 entry of which was served electronically on September 22, 2020; and

3 3. All ruling and interlocutory orders made appealable by any of the foregoing.
4

5 Dated this 23rd day of October, 2020.

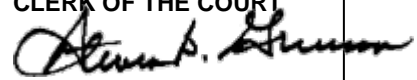
6 **CLARK HILL, PLLC**

7 By /s/ Mark S. Dzarnoski, Esq.
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9 Ross Miller, Esq. (NSBN 8190)
10 John A. Hunt, Esq. (NSBN 1888)
11 Mark S. Dzarnoski, Esq. (NSBN 3398)
12 3800 Howard Hughes Pkwy., #500
13 Las Vegas, Nevada 89169
14 Attorneys for Plaintiffs
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16
17
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19 **CERTIFICATE OF SERVICE**

20 I hereby certify that on the 23rd day of October, 2020, I served a true and correct copy of
21 the foregoing via the Court's electronic filing system only, pursuant to the Nevada Electronic
22 Filing and Conversion Rules, Administrative Order 14-2, to all parties currently on the electronic
23 service list.
24

25 /s/ Tanya Bain
26 An Employee of Clark Hill
27
28



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Department of Taxation

DISTRICT COURT
CLARK COUNTY, NEVADA

In re DOT Litigation,

Case No. A-19-787004-B
Dept. No. XI

Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19787540-W
A-19-787726-C
A-19-801416-B

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a Findings of Fact, Conclusion of Law and Permanent Injunction was entered on the 3rd day of September, 2020, a copy of which is attached hereto as Exhibit "A".

DATED this 22nd day of September, 2020.

AARON D. FORD
Attorney General

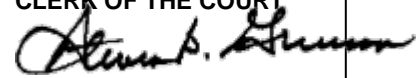
By: /s/ Steve Shevorski
Steve Shevorski (Bar No. 8256)
Chief Litigation Counsel

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/s/ *Eddie Rueda*
Eddie Rueda, an employee of the
Office of the Attorney General

EXHIBIT A

EXHIBIT A



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

A-18-785818-W

A-18-786357-W

A-19-786962-B

A-19-787035-C

A-19-787540-W

A-19-787726-C

A-19-801416-B

Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 2 pursuant to the Trial Protocol¹ beginning on July 17, 2020², and occurring day to day thereafter until its completion on August 18, 2020. The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Dominic P. Gentile, Esq., John A. Hunt, Esq., Mark S. Dzarnoski, Esq. and Ross J. Miller, Esq., of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS

¹ Phase 2 as outlined in the Trial protocol includes:

Legality of the 2018 recreational marijuana application process (claims for Equal Protection, Due Process, Declaratory Relief, Intentional Interference with Prospective Economic Advantage, Intentional Interference with Contractual Relations, and Permanent Injunction).

² Prior to the commencement of trial the Court commenced an evidentiary hearing relief to Nevada Wellness motion for case terminating sanctions filed 6/26/2020. The decision in 136 NAO 42 raised issues which caused the Court to suspend that hearing and consolidate it with the merits of the trial. As a result of the evidence presented during trial the motion is granted in part.

³ Given the social distancing requirements many representatives attended telephonically for at least a portion of the proceedings.

1 Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm,
2 LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”) Demetri Kouretas
3 appeared as the representative for TGIG, LLC; Scott Sibley appeared as the representative for Nevada
4 Holistic Medicine, LLC; Michael Viellion appeared as the representative for GBS Nevada Partners,
5 LLC; Michael Sullivan appeared as the representative for Gravitas Nevada, LLC; David Thomas
6 appeared as the representative for Nevada Pure, LLC; and, Mike Nahass appeared as the representative
7 for Medifarm, LLC and Medifarm IV, LLC;
8

9 Adam K. Bult, Esq., and Maximilien D. Fetaz, Esq., of the law firm Brownstein Hyatt Farber
10 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
11 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
12 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”) Paul Thomas appeared as the
13 representative for ETW Management Group, LLC; John Heishman appeared as the representative for
14 Global Harmony, LLC; Ronald Memo appeared as the representative for Just Quality, LLC; Erik Nord
15 appeared as the representative for Libra Wellness Center, LLC; Craig Rombough appeared as the
16 representative for Rombough Real Estate Inc. dba Mother Herb; and, Judah Zakalik appeared as the
17 representative for Zion Gardens, LLC;
18

19 William S. Kemp, Esq., and Nathaniel R. Rulis, Esq., of the law firm Kemp, Jones & Coulthard,
20 LLP, appeared on behalf of MM Development Company, Inc. and LivFree Wellness, LLC; (Case No.
21 A785818-W) (the “MM Plaintiffs”); Leighton Koehler appeared as the representative for MM
22 Development Company, Inc.; and Tim Harris appeared as the representative for LivFree Wellness,
23 LLC;
24

25 Theodore Parker III, Esq., and Mahogany A. Turfley, Esq., of the law firm Parker Nelson &
26 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
27 Hawkins appeared as the representative for Nevada Wellness Center;
28

1 Peter S. Christiansen, Esq., and Whitney Barrett, Esq., of the law firm Christiansen Law
2 Offices, appeared on behalf of Qualcan LLC and Lorenzo Barracco appeared as the representative for
3 Qualcan LLC;

4 James W. Puzey, Esq., of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
5 appeared on behalf of High Sierra Holistics, LLC and Russ Ernst appeared as the representative for
6 High Sierra Holistics, LLC;

7 Amy L. Sugden, Esq., of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen
8 Puliz appeared as the representative for THC Nevada, LLC;

9 Sigal Chattah, Esq., of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
10 Inc. and Ron Doumani appeared as the representative for Herbal Choice, Inc.;

11 Nicolas R. Donath, Esq., of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
12 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC
13 and Mark Bradley appeared as the representative for Green Leaf Farms Holdings, LLC; Green
14 Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

15 Stephanie J. Smith, Esq., of Bendavid Law, appeared on behalf of Natural Medicine, LLC and
16 Endalkachew “Andy” Mersha appeared as the representative for Natural Medicine, LLC;

17 Craig D. Slater, Esq., of the law firm Luh & Associates, appeared on behalf of Clark Natural
18 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
19 Cannabis Dispensary, LLC; Pejman Bady appeared as the representative for Clark Natural Medicinal
20 Solutions, LLC; NYE Natural Medicinal Solutions, LLC; and Clark NMSD, LLC; and David
21 Goldwater appeared as the representative Inyo Fine Cannabis Dispensary, LLC;⁴

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⁴ Although Rural Remedies, LLC claims were severed for this phase, Clarence E. Gamble, Esq., of the law firm Ramos Law participated on its behalf by phone.

The State

Diane L. Welch, Esq. of the law firm McDonald Carano, LLP, appeared on behalf of Jorge Pupo (“Pupo”);

Steven G. Shevorski, Esq., and Akke Levin, Esq., of the Office of the Nevada Attorney General, appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance Board⁵ (“CCB”) (collectively “the State”) and Karalin Cronkhite appeared as the representative for the DoT and CCB;

The Industry Defendants

David R. Koch, Esq., and Brody Wight, Esq., of the law firm Koch & Scow, LLC, appeared on behalf of Nevada Organic Remedies, LLC (“NOR”) and Kent Kiffner appeared as the representative for Nevada Organic Remedies, LLC;

Brigid M. Higgins, Esq. and Rusty Graf, Esq., of the law firm Black & Lobello, appeared on behalf of Clear River, LLC and Tisha Black appeared as the representative for Clear River, LLC;

Eric D. Hone, Esq., and Joel Schwarz, Esq., of the law firm H1 Law Group, appeared on behalf of Lone Mountain Partners, LLC;

Alina M. Shell, Esq., Cayla Witty, Esq., and Leo Wolpert, Esq., of the law firm McLetchie Law, appeared on behalf of GreenMart of Nevada NLV LLC;

Jared Kahn, Esq., of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping Hands Wellness Center, Inc. and Alfred Terteryan appeared as the representative for Helping Hands Wellness Center, Inc.;

Rick R. Hsu, Esq., of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic Concentrates, LLC;

⁵ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana Enforcement Division effective on July 1, 2020.

Jennifer Braster, Esq., and Andrew J. Sharples, Esq., of the law firm Naylor & Braster, appeared on behalf of Circle S Farms, LLC;

Christopher Rose, Esq., and Kirill Mikhaylov, Esq., of the law firm Howard and Howard, appeared on behalf of Wellness Connection of Nevada, LLC and Matt McClure appeared as the representative for Wellness Connection of Nevada, LLC;

Richard D. Williamson, Esq., and Anthony G. Arger, Esq., of the law firm Robertson, Johnson, Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC and Keith Capurro appeared as the representative for Deep Roots Medical, LLC;

Joseph A. Gutierrez, Esq., of the law firm Maier Gutierrez & Associates, and Dennis Prince, Esq., of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”) and Phil Peckman appeared as the representative for on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”);

Todd L. Bice, Esq., and Jordan T. Smith, Esq., of the law firm Pisanelli Bice, appeared on behalf of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC; Essence Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

Having read and considered the pleadings filed by the parties, having reviewed the evidence admitted during this phase of the trial⁶, and having heard and carefully considered the testimony of the witnesses called to testify, having considered the oral and written arguments of counsel, and with the intent of deciding the remaining issues⁷ related to Legality of the 2018 recreational marijuana application process only⁸, the Court makes the following findings of fact and conclusions of law:

⁶ Due to the limited amount of discovery conducted prior to the Preliminary Injunction hearing and the large volume of evidence admitted during that 20-day evidentiary hearing, the Court required parties to reoffer evidence previously utilized during that hearing.

⁷ The Court granted partial summary judgment on the sole issue previously enjoined. The order entered 8/17/2020 states:

PROCEDURAL POSTURE

Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive, licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout the state. Defendant is the DoT, which was the administrative agency responsible for issuing the licenses at the times subject to these complaints. Some successful applicants for licensure intervened as Defendants.

The Attorney General's Office was forced to deal with a significant impediment at the early stages of the litigation. This inability to disclose certain information was outside of its control because of confidentiality requirements that have now been slightly modified by SB 32. Although the parties stipulated to a protective order on May 24, 2019, many documents produced in preparation for the trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of the highly competitive nature of the industry and sensitive financial and commercial information involved. Many admitted exhibits are heavily redacted and were not provided to the Court in unredacted form.

After Judge Bailus issued the preservation order in A785818 on December 13, 2018, the Attorney General's Office sent a preservation letter to the DoT. Pupo, Deputy Director of the DoT, testified he was not told to preserve his personal cellular phone heavily utilized for work purposes. He not only deleted text messages from the phone after the date of the preservation order but also was unable to produce his phone for a forensic examination and extraction of discoverable materials. The Court finds evidence has been irretrievably lost as a result of his actions.

While case terminating sanctions and/or an irrebuttable presumption were requested, after evaluation of the Ribiero factors, given the production of certain text messages with Pupo by some

[T]he DoT acted beyond the scope of its authority by replacing the requirement for a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

The entry of these findings will convert the preliminary injunction on this issue to a permanent injunction.

⁸ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants, the claims of the remaining plaintiffs remain virtually the same. At the time of the issuance of this decision, the following plaintiffs have advised the Court they have reached a resolution with the State and certain Industry Defendants:

ETW Management Group, LLC; Libra Wellness Center, LLC; Rombough Real Estate, Inc. dba Mother Herb; Just Quality, LLC; Zion Gardens, LLC; Global Harmony, LLC; MM Development, LLC; LivFree Wellness, LLC; Nevada Wellness Center, LLC; Qualcan, LLC; High Sierra Holistics, LLC; Natural Medicine, LLC.

1 Industry Defendants and their attorney Amanda Connor, the impact of the loss of evidence was limited.
2 As a result, the Court imposes an evidentiary sanction in connection with the Sanctions ruling that the
3 evidence on Pupo's phone, if produced, would have been adverse to the DoT.⁹

4 PRELIMINARY STATEMENT

5 All parties agree that the language of an initiative takes precedence over any regulation that is in
6 conflict and that an administrative agency has some discretion in determining how to implement the
7 initiative. The Court gives deference to the agency in establishing those regulations and creating the
8 framework required to implement those provisions in conformity with the initiative.

9 The initiative to legalize recreational marijuana, Ballot Question 2 ("BQ2"), went to the voters
10 in 2016. The language of BQ2 is independent of any regulations that were adopted by the DoT. The
11 Court must balance the mandatory provisions of BQ2 (which the DoT did not have discretion to
12 modify¹⁰), those provisions with which the DoT was granted some discretion in implementation¹¹, and

13 ⁹ Given the text messages produced by certain Industry Defendants and Amanda Connor, any presumption is
14 superfluous given the substance of the messages produced.

15 ¹⁰ Article 19, Section 2(3) provides the touchstone for the mandatory provisions:

16 An initiative measure so approved by the voters shall not be amended, annulled, repealed, set aside or
suspended by the Legislature within 3 years from the date it takes effect.

17 ¹¹ NRS 453D.200(1) required the adoption of regulations for the licensure and oversight of recreational marijuana
18 cultivation, manufacturing/production, sales and distribution, but provides the DoT discretion in exactly what those
regulations would include:

19 . . . the Department shall adopt all regulations necessary or convenient to carry out the provisions of this chapter.
20 The regulations must not prohibit the operation of marijuana establishments, either expressly or through regulations
that make their operation unreasonably impracticable. The regulations shall include:

21 (a) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana
establishment;

22 (b) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana
establishment;

23 (c) Requirements for the security of marijuana establishments;

24 (d) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under 21
years of age;

25 (e) Requirements for the packaging of marijuana and marijuana products, including requirements for child-
resistant packaging;

26 (f) Requirements for the testing and labeling of marijuana and marijuana products sold by marijuana
establishments including a numerical indication of potency based on the ratio of THC to the weight of a product
intended for oral consumption;

27 (g) Requirements for record keeping by marijuana establishments;

28 (h) Reasonable restrictions on signage, marketing, display, and advertising;

(i) Procedures for the collection of taxes, fees, and penalties imposed by this chapter;

(j) Procedures and requirements to enable the transfer of a license for a marijuana establishment to another
qualified person and to enable a licensee to move the location of its establishment to another suitable location;

the inherent discretion of an administrative agency to implement regulations to carry out its statutory duties. The Court must give great deference to those activities that fall within the discretionary functions of the agency. Deference is not given where the actions of the DoT were in violation of BQ2 or were arbitrary and capricious.

FINDINGS OF FACT

1. Nevada allows voters to amend its Constitution or enact legislation through the initiative process. Nevada Constitution, Article 19, Section 2.

2. In 2000, the voters amended Nevada's Constitution to allow for the possession and use of marijuana to treat various medical conditions. Nevada Constitution, Article 4, Section 38(1)(a). The initiative left it to the Legislature to create laws "[a]uthoriz[ing] appropriate methods for supply of the plant to patients authorized to use it." Nevada Constitution, Article 4, Section 38(1)(e).

3. For several years prior to the enactment of BQ2, the regulation of medical marijuana dispensaries had not been taken up by the Legislature. Some have argued in these proceedings that the delay led to the framework of BQ2.

4. In 2013, Nevada's legislature enacted NRS 453A, which allows for the cultivation and sale of medical marijuana. The Legislature described the requirements for the application to open a medical marijuana establishment. NRS 453A.322. The Nevada Legislature then charged the Division of Public and Behavioral Health with evaluating the applications. NRS 453A.328.

5. The materials circulated to voters in 2016 for BQ2 described its purpose as the amendment of the Nevada Revised Statutes as follows:

Shall the *Nevada Revised Statutes* be amended to allow a person, 21 years old or older, to purchase, cultivate, possess, or consume a certain amount of marijuana or concentrated marijuana, as well as manufacture, possess, use, transport, purchase, distribute, or sell marijuana paraphernalia; impose a 15 percent excise tax on wholesale sales of marijuana; require the

(k) Procedures and requirements to enable a dual licensee to operate medical marijuana establishments and marijuana establishments at the same location;

(l) Procedures to establish the fair market value at wholesale of marijuana; and

(m) Civil penalties for the failure to comply with any regulation adopted pursuant to this section or for any violation of the provisions of [NRS 453D.300](#).

1 regulation and licensing of marijuana cultivators, testing facilities, distributors, suppliers, and
2 retailers; and provide for certain criminal penalties?

3 6. BQ2 was enacted by the Nevada Legislature and is codified at NRS 453D.¹²

4 7. BQ2 specifically identified regulatory and public safety concerns:

5 The People of the State of Nevada proclaim that marijuana should be regulated in a manner
6 similar to alcohol so that:

7 (a) Marijuana may only be purchased from a business that is licensed by the State of
8 Nevada;

9 (b) Business owners are subject to a review by the State of Nevada to confirm that the
10 business owners and the business location are suitable to produce or sell marijuana;

11 (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly
12 controlled through State licensing and regulation;

13 (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;

14 (e) Individuals will have to be 21 years of age or older to purchase marijuana;

15 (f) Driving under the influence of marijuana will remain illegal; and

16 (g) Marijuana sold in the State will be tested and labeled.

17 NRS 453D.020(3).

18 8. BQ2 mandated the DoT to “conduct a background check of each prospective owner,
19 officer, and board member of a marijuana establishment license applicant.” NRS 453D.200(6).

20 9. On November 8, 2016, by Executive Order 2017-02, Governor Brian Sandoval
21 established a Task Force composed of 19 members to offer suggestions and proposals for legislative,
22 regulatory, and executive actions to be taken in implementing BQ2.

23 10. The Nevada Tax Commission adopted temporary regulations allowing the state to issue
24 recreational marijuana licenses by July 1, 2017 (the “Early Start Program”). Only medical marijuana
25 establishments that were already in operation could apply to function as recreational retailers during the
26 early start period. The establishments were required to be in good standing and were required to pay a
27 one-time, nonrefundable application fee as well as a specific licensing fee. The establishment also was
28 required to provide written confirmation of compliance with their municipality’s zoning and location
requirements.

¹² As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada Legislature during the 2017 session in NRS 453D.

1 11. The Task Force’s findings, issued on May 30, 2017, referenced the 2014 licensing
2 process for issuing Medical Marijuana Establishment Registration Certificates under NRS 453A. The
3 Task Force recommended that “the qualifications for licensure of a marijuana establishment and the
4 impartial numerically scored bidding process for retail marijuana stores be maintained as in the medical
5 marijuana program except for a change in how local jurisdictions participate in selection of locations.”

6 12. During the 2017 legislative session, Assembly Bill 422 transferred responsibility for the
7 registration, licensing, and regulation of marijuana establishments from the State of Nevada Division of
8 Public and Behavioral Health to the DoT.¹³

9
10 13. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension,
11 or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in
12 NAC 453D (the “Regulations”).

13 14. The Regulations for licensing were to be “directly and demonstrably related to the
14 operation of a marijuana establishment.” NRS 453D.200(1)(b). The phrase “directly and demonstrably
15 related to the operation of a marijuana establishment” is subject to more than one interpretation.
16

17 15. Each of the Plaintiffs were issued marijuana establishment licenses involving the
18 cultivation, production and/or sale of medicinal marijuana in or about 2014.
19
20
21

22 ¹³ Those provisions (a portion of which became NRS 453D.205) are consistent with BQ2:
23

24 1. When conducting a background check pursuant to subsection 6 of [NRS 453D.200](#), the Department may
25 require each prospective owner, officer and board member of a marijuana establishment license applicant to submit
a complete set of fingerprints and written permission authorizing the Department to forward the fingerprints to the
Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation
for its report.

26 2. When determining the criminal history of a person pursuant to paragraph (c) of subsection 1 of [NRS](#)
27 [453D.300](#), a marijuana establishment may require the person to submit to the Department a complete set of
fingerprints and written permission authorizing the Department to forward the fingerprints to the Central
Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its
report.
28

1 16. A person holding a medical marijuana establishment registration certificate could apply
2 for one or more recreational marijuana establishment licenses within the time set forth by the DoT in
3 the manner described in the application. NAC 453D.268.¹⁴
4

5 ¹⁴ Relevant portions of that provision require that application be made

6 ... by submitting an application in response to a request for applications issued pursuant to [NAC 453D.260](#) which
must include:

7 ***

8 2. An application on a form prescribed by the Department. The application must include, without limitation:

- 9 (a) Whether the applicant is applying for a license for a marijuana establishment for a marijuana cultivation
10 facility, a marijuana distributor, a marijuana product manufacturing facility, a marijuana testing facility or a retail
11 marijuana store;
12 (b) The name of the proposed marijuana establishment, as reflected in both the medical marijuana establishment
13 registration certificate held by the applicant, if applicable, and the articles of incorporation or other documents filed
14 with the Secretary of State;
15 (c) The type of business organization of the applicant, such as individual, corporation, partnership, limited-liability
16 company, association or cooperative, joint venture or any other business organization;
17 (d) Confirmation that the applicant has registered with the Secretary of State as the appropriate type of business,
18 and the articles of incorporation, articles of organization or partnership or joint venture documents of the applicant;
19 (e) The physical address where the proposed marijuana establishment will be located and the physical address of
20 any co-owned or otherwise affiliated marijuana establishments;
21 (f) The mailing address of the applicant;
22 (g) The telephone number of the applicant;
23 (h) The electronic mail address of the applicant;
24 (i) A signed copy of the Request and Consent to Release Application Form for Marijuana Establishment License
25 prescribed by the Department;
26 (j) If the applicant is applying for a license for a retail marijuana store, the proposed hours of operation during
27 which the retail marijuana store plans to be available to sell marijuana to consumers;
28 (k) An attestation that the information provided to the Department to apply for the license for a marijuana
establishment is true and correct according to the information known by the affiant at the time of signing; and
(l) The signature of a natural person for the proposed marijuana establishment as described in subsection 1 of [NAC 453D.250](#) and the date on which the person signed the application.

3 3. Evidence of the amount of taxes paid, or other beneficial financial contributions made, to this State or its
political subdivisions within the last 5 years by the applicant or the persons who are proposed to be owners, officers
or board members of the proposed marijuana establishment.

4 4. A description of the proposed organizational structure of the proposed marijuana establishment, including,
without limitation:

- (a) An organizational chart showing all owners, officers and board members of the proposed marijuana
establishment;
(b) A list of all owners, officers and board members of the proposed marijuana establishment that contains the
following information for each person:

- (1) The title of the person;
(2) The race, ethnicity and gender of the person;
(3) A short description of the role in which the person will serve for the organization and his or her
responsibilities;

(4) Whether the person will be designated by the proposed marijuana establishment to provide written notice to
the Department when a marijuana establishment agent is employed by, volunteers at or provides labor as a
marijuana establishment agent at the proposed marijuana establishment;

(5) Whether the person has served or is currently serving as an owner, officer or board member for another
medical marijuana establishment or marijuana establishment;

(6) Whether the person has served as an owner, officer or board member for a medical marijuana establishment
or marijuana establishment that has had its medical marijuana establishment registration certificate or license, as
applicable, revoked;

1 NRS 453D.210(6) mandated the DoT to use “an impartial and numerically scored competitive bidding
2 process” to determine successful applicants where competing applications were submitted.

3 17. NAC 453D.272(1) provides the procedure for when the DoT receives more than one
4 “complete” application for a single county. Under this provision the DoT will determine if the

5 (7) Whether the person has previously had a medical marijuana establishment agent registration card or
6 marijuana establishment agent registration card revoked;

7 (8) Whether the person is an attending provider of health care currently providing written documentation for the
8 issuance of registry identification cards or letters of approval;

9 (9) Whether the person is a law enforcement officer;

10 (10) Whether the person is currently an employee or contractor of the Department; and

11 (11) Whether the person has an ownership or financial investment interest in any other medical marijuana
12 establishment or marijuana establishment.

13 5. For each owner, officer and board member of the proposed marijuana establishment:

14 (a) An attestation signed and dated by the owner, officer or board member that he or she has not been convicted of
15 an excluded felony offense, and that the information provided to support the application for a license for a
16 marijuana establishment is true and correct;

17 (b) A narrative description, not to exceed 750 words, demonstrating:

18 (1) Past experience working with governmental agencies and highlighting past experience in giving back to the
19 community through civic or philanthropic involvement;

20 (2) Any previous experience at operating other businesses or nonprofit organizations; and

21 (3) Any demonstrated knowledge, business experience or expertise with respect to marijuana; and

22 (c) A resume.

23 6. Documentation concerning the size of the proposed marijuana establishment, including, without limitation,
24 building and general floor plans with supporting details.

25 7. The integrated plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana
26 from seed to sale, including, without limitation, a plan for testing and verifying marijuana, a transportation or
27 delivery plan and procedures to ensure adequate security measures, including, without limitation, building security
28 and product security.

8. A plan for the business which includes, without limitation, a description of the inventory control system of the
proposed marijuana establishment to satisfy the requirements of [NRS 453D.300](#) and [NAC 453D.426](#).

9. A financial plan which includes, without limitation:

(a) Financial statements showing the resources of the applicant;

(b) If the applicant is relying on money from an owner, officer or board member, evidence that the person has
unconditionally committed such money to the use of the applicant in the event the Department awards a license to
the applicant and the applicant obtains the necessary approvals from the locality to operate the proposed marijuana
establishment; and

(c) Proof that the applicant has adequate money to cover all expenses and costs of the first year of operation.

10. Evidence that the applicant has a plan to staff, educate and manage the proposed marijuana establishment on a
daily basis, which must include, without limitation:

(a) A detailed budget for the proposed marijuana establishment, including pre-opening, construction and first-year
operating expenses;

(b) An operations manual that demonstrates compliance with this chapter;

(c) An education plan which must include, without limitation, providing educational materials to the staff of the
proposed marijuana establishment; and

(d) A plan to minimize the environmental impact of the proposed marijuana establishment.

11. If the application is submitted on or before November 15, 2018, for a license for a marijuana distributor,
proof that the applicant holds a wholesale dealer license issued pursuant to [Chapter 369](#) of NRS, unless the
Department determines that an insufficient number of marijuana distributors will result from this limitation.

12. A response to and information which supports any other criteria the Department determines to be relevant,
which will be specified and requested by the Department at the time the Department issues a request for
applications which includes the point values that will be allocated to the applicable portions of the application
pursuant to subsection 2 of [NAC 453D.260](#).

1 “application is complete and in compliance with this chapter and Chapter 453D of NRS, the
2 Department will rank the applications . . . in order from first to last based on the compliance with the
3 provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating
4 to . . .” several enumerated factors. NAC 453D.272(1).

5 18. The factors set forth in NAC 453D.272(1) that are used to rank competing applications
6 received for a single county (collectively, the “Factors”) are:

- 7
- 8 (a) Whether the owners, officers or board members have experience operating another kind
9 of business that has given them experience which is applicable to the operation of a marijuana
10 establishment;
 - 11 (b) The diversity of the owners, officers or board members of the proposed marijuana
12 establishment;
 - 13 (c) The educational achievements of the owners, officers or board members of the proposed
14 marijuana establishment;
 - 15 (d) The financial plan and resources of the applicant, both liquid and illiquid;
 - 16 (e) Whether the applicant has an adequate integrated plan for the care, quality and
17 safekeeping of marijuana from seed to sale;
 - 18 (f) The amount of taxes paid and other beneficial financial contributions, including, without
19 limitation, civic or philanthropic involvement with this State or its political subdivisions, by the
20 applicant or the owners, officers or board members of the proposed marijuana establishment;
 - 21 (g) Whether the owners, officers or board members of the proposed marijuana establishment
22 have direct experience with the operation of a medical marijuana establishment or marijuana
23 establishment in this State and have demonstrated a record of operating such an establishment in
24 compliance with the laws and regulations of this State for an adequate period of time to
25 demonstrate success;
 - 26 (h) The (unspecified) experience of key personnel that the applicant intends to employ in
27 operating the type of marijuana establishment for which the applicant seeks a license; and
 - 28 (i) Any other criteria that the Department determines to be relevant.

19. Each of the Factors is within the DoT’s discretion in implementing the application
process provided for in BQ2. The DoT had a good-faith basis for determining that each of the Factors
is “directly and demonstrably related to the operation of a marijuana establishment.”

20. Pupo met with several of the applicants’ agent, Amanda Conner, Esq., numerous times
for meals in the Las Vegas Valley. Pupo also met with representatives of several of the applicants in
person. These meetings appeared to relate to regulatory, disciplinary and application issues.

1 21. The DoT posted the application on its website and released the application for
2 recreational marijuana establishment licenses on July 6, 2018.¹⁵

3 22. The DoT used a Listserv¹⁶ to communicate with prospective applicants.

4 23. While every medical marijuana certificate holder was required to have a contact person
5 with information provided to the DoT for purposes of communication, not every marijuana
6 establishment maintained a current email or checked their listed email address regularly, and some of
7 the applicants contend that they were not aware of the revised application.
8

9 24. Applications were accepted from September 7, 2018 through September 20, 2018.

10 25. The DoT elected to utilize a bright line standard for evaluating the factor “operating
11 such an establishment in compliance” of whether the applicant was suspended or revoked.¹⁷ If an
12 applicant was suspended or revoked they were not qualified to apply. This information was
13 communicated in the cover letter with the application.¹⁸ This decision was within the discretion of the
14 DoT.
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19 ¹⁵ The DoT made a change to the application after circulating the first version of the application to delete the
20 requirement of a physical location. The modification resulted in a different version of the application bearing the same
“footer” with the original version remaining available on the DoT’s website.

21 ¹⁶ According to Dictionary.com, the term “Listserv” is used to refer to online mailing list. When capitalized it refers
22 to a proprietary software.

23 ¹⁷ The method by which certain disciplinary matters (self-reported or not) were resolved by the DoT would not affect
the grading process.

24 ¹⁸ The cover letter reads in part:

25 All applicants are required to be in compliance with the following:

26 All licenses, certificates, and fees are current and paid;

27 Applicant is not delinquent in the payment of any tax administered by the Department or is not in default on
payment required pursuant to a written agreement with the Department; or is not otherwise liable to the Department
for the payment of money;

28 No citations for illegal activity or criminal conduct; and

Plans of correction are complete and on time, or are in progress within the required 10 business days.

1 26. The DoT utilized a question and answer process through a generic email account at
2 marijuana@tax.state.nv.us to allow applicants to ask questions and receive answers directly from the
3 DoT, and that information was not further disseminated by the DoT to other applicants.¹⁹

4 27. The cover letter with the application advised potential applicants of the process for
5 questions:

6 Do not call the division seeking application clarification or guidance.
7 Email questions to marijuana@tax.state.nv.us

8 28. No statutory or regulatory requirement for a single point of contact process required the
9 DoT to adopt this procedure.

10 29. As the individual responsible for answering the emailed questions stated:

11 Jorge Pupo is the MED deputy Director. Steve Gilbert is program manager and reports to Jorge.
12 I report to Steve. Steve prefers to not have the world know our structure. He likes industry folks
13 knowing though and addressing them. He has all questions come to me. One's I can't answer,
14 he fields and has me respond, then if he can't then Jorge gets them and Jorge has me respond.
That's the goal anyway. ☺

15 Ky Plaskon text to Rebecca Gaska 9/18/2018, Exhibit 1051.

16 30. Some applicants abided by this procedure.

17 31. The DoT did not post the questions and answers so that all potential applicants would be
18 aware of the process

19 32. The DoT made no effort to ensure that the applicants received the same answers
20 regardless of which employee of the DoT the applicant asked.

21 33. On July 9, 2018, at 4:06 pm, Amanda Connor sent a text to Pupo:

22 List of things for us to talk about when you can call me:

23 Attachment E

24 Attachment I

25 Requirement for a location or physical address

26 Attachment F

27 Requirement for initial licensing fee

28 ¹⁹ This single point of contact process had been used in the 2014 medical marijuana establishment application period.
The questions and answers were posted to the department's website for all potential applicants to review and remain there to
this day. Exhibit 2038.

1 Transfers of ownership

2
3 Exhibit 1588-052.

4 34. Although Pupo tried to direct Amanda Connor to Steve Gilbert, she texted him that she
5 would wait rather than speak to someone else.

6 35. On the morning of July 11, 2018, Pupo and Amanda Connor spoke for twenty-nine
7 minutes and forty-five seconds.²⁰

8
9 36. Despite the single point of contact process being established, the DoT departed from this
10 procedure. By allowing certain applicants and their representatives to personally contact the DoT
11 employee about the application process, the DoT violated its own established procedures for the
12 application process.

13 37. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
14 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).²¹

15
16 38. The DoT published a revised application on July 30, 2018. This revised application was
17 sent to all participants via the DoT's Listserv. The revised application modified physical address
18 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
19 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
20 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
21 Establishment's proposed physical address if the applicant owns property or has secured a lease or
22 other property agreement (this must be a Nevada address and not a P.O. Box). Otherwise, the
23 applications are virtually identical.
24

25
26
27 ²⁰ Exhibit 1809-054.

28 ²¹ It is unclear whether Pupo had communications similar to those with Amanda Connor with other potential applicants or their agents as Pupo did not preserve the data from his cell phone.

1 39. The DoT sent a copy of the revised application through the Listserv used by the DoT.
2 Not all Plaintiffs' correct emails were included on this list.

3 40. The July 30, 2018, application, like its predecessor, described how applications were to
4 be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The
5 maximum points that could be awarded to any applicant based on these criteria was 250 points.

6 41. The identified criteria consisted of organizational structure of the applicant (60 points);
7 evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant
8 in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution
9 showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.

10 42. The non-identified criteria²² all consisted of documentation concerning the integrated
11 plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from
12 seed to sale (40 points); evidence that the applicant has a plan to staff, educate and manage the
13 proposed recreational marijuana establishment on a daily basis (30 points); a plan describing operating
14 procedures for the electronic verification system of the proposed marijuana establishment and
15 describing the proposed establishment's inventory control system (20 points); building plans showing
16 the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal
17 explaining likely impact of the proposed marijuana establishment in the community and how it will
18 meet customer needs (15 points).

19 43. An applicant was permitted to submit a single application for all jurisdictions in which it
20 was applying, and the application would be scored at the same time.
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27 ²² About two weeks into the grading process the Independent Contractors were advised by certain DoT employees
28 that if an identifier was included in the nonidentified section points should be deducted. It is unclear from the testimony
whether adjustments were made to the scores of those applications graded prior to this change in procedure being
established.

1 44. Although the amended application changed the language related to a physical address,
2 there was still confusion.²³

3 45. Amanda Connor corresponded with Pupo by email requesting clarification on August
4 22, 2018.²⁴

5 46. Although the DoT had used certain DoT personnel to grade applications for medical
6 marijuana establishment applications in White Pine County shortly before the recreational applications
7 were graded, the DoT made a decision for resource and staff reasons that non DoT employees hired on
8 a temporary basis would be used to grade the recreational medical marijuana applications.
9

10 47. Prior to the close of the application evaluation process, Pupo discussed with a
11 representative of the Essence Entities the timing of closing a deal involving the purchase of the entities
12 by a publicly traded company.

13 48. By September 20, 2018, the DoT received a total of 462 applications.
14

15 ²³ One plaintiff was advised by counsel (not Amanda Conner) that, despite the information related to the change for
16 physical address, the revised application appeared to conflict with the statute's physical address requirement and that
17 therefore a physical address was required.

18 ²⁴ The email thread reads:

19 On Aug 22 at 6:17 pm Amanda Connor wrote

20 Jorge –

21 I know the regulations make clear that land use or the property will not be considered in the application and having a
22 location secured is not required, but there seems to be some inconsistency in the application. Can you please confirm that a
23 location is not required and documentation about a location will not be considered or no points will be granted for having a
24 location?

25 On Aug 22 at 8:15 pm Pupo wrote:

26 That is correct. If you have a lease or own property than (sic) put those plans. If you dont (sic) then tell us what will the
27 floorplan be like etc etc

28 On Aug 22 at 8:24 pm Amanda Connor wrote

But a person who has a lease or owns the property will not get more points simply for having the property secured, correct?

On Aug 22 at 8:27 pm Pupo wrote:

Nope. LOCATION IS NOT SCORED DAMN IT!

Exhibit 2064.

1 49. In order to grade and rank the applications, the DoT posted notices that it was seeking to
2 hire individuals with specified qualifications necessary to evaluate applications. Certain DoT
3 employees also reached out to recent State retirees who might have relevant experience as part of their
4 recruitment efforts. The DoT interviewed applicants and made decisions on individuals to hire for each
5 position.

6 50. When decisions were made on who to hire, the individuals were notified that they would
7 need to register with “Manpower” under a preexisting contract between the DoT and that company.
8 Individuals would be paid through Manpower, as their application-grading work would be of a
9 temporary nature.
10

11 51. The DoT identified, hired, and provided some training to eight individuals hired to
12 grade the applications, including three to grade the identified portions of the applications, three to grade
13 the non-identified portions of the applications, and one administrative assistant for each group of
14 graders (collectively the “Independent Contractors”).
15

16 52. Based upon the testimony at trial, it remains unclear how the DoT trained the Temporary
17 Employees. While portions of the training materials from PowerPoint decks were introduced into
18 evidence, it is unclear which slides from the PowerPoint decks were used. Testimony regarding the
19 oral training based upon example applications and practice grading of prior medical marijuana
20 establishment applications was insufficient for the Court to determine the nature and extent of the
21 training of the Independent Contractors.
22

23 53. Based on the evidence adduced, the Court finds that the lack of training for the graders
24 affected the graders’ ability to evaluate the applications objectively and impartially.

25 54. NAC 453D.272(1) required the DoT to determine that an Application is “complete and
26 in compliance” with the provisions of NAC 453D in order to properly apply the licensing criteria set
27 forth therein and the provisions of the Ballot Initiative and the enabling statute.
28

1 55. In evaluating whether an application was “complete and in compliance,” the DoT made
2 no effort to verify owners, officers or board members (except for checking whether a transfer request
3 was made and remained pending before the DoT).

4 56. For purposes of grading the applicant’s organizational structure²⁵ and diversity, if an
5 applicant’s disclosure in its application of its owners, officers, and board members did not match the
6 DoT’s own records, the DoT did not penalize the applicant. Rather, the DoT permitted the grading, and
7 in some cases, awarded a conditional license to an applicant under such circumstances and dealt with
8 the issue by simply informing the winning applicant that its application would have to be brought into
9 conformity with DoT records.
10

11 57. The DoT announced the award of conditional licenses in December 2018.

12 58. The DoT did not comply with BQ2 by requiring applicants to provide information for
13 each prospective owner, officer and board member or verify the ownership of applicants applying for
14 retail recreational marijuana licenses. Instead the DoT issued conditional licenses to applicants who
15 did not identify each prospective owner, officer and board member.
16

17 59. Some of the Industry Defendants and their agent Ms. Connor, produced text messages
18 forensically extracted from their cell phones revealing the extent of contact and substance of
19 communications between them and Pupo. Additionally, phone records of Pupo identifying telephone
20 numbers communicated with and length of communication (but not content) were obtained from
21 Pupo’s cellular service provider. This evidence reinforces the presumption related to Pupo’s failure to
22 preserve evidence and reflects the preferential access and treatment provided.²⁶
23
24

25 ²⁵ The use of Advisory Boards by many applicants who were LLCs has been criticized. The DoT provided no
26 guidance to the potential applicants or the Temporary Employees of the manner by which these “Boards” should be
evaluated. As this applied equally to all applicants, it is not a basis for relief.

27 ²⁶ TGIG also was represented by Amanda Conner and had communications with Pupo. TGIG did not provide its
28 communications with Pupo.

1 60. The DoT's late decision to delete the physical address requirement on some application
2 forms while not modifying those portions of the application that were dependent on a physical location
3 (i.e. floor plan, community impact, security plan, and the sink locations) after the repeated
4 communications by an applicant's agent, not effectively communicating the revision, and leaving the
5 original version of the application on the website is evidence of a lack of a fair process.

6 61. The DoT's departure from its stated single point of contact and the degree of direct
7 personal contact outside the single point of contact process provided unequal, advantageous and
8 supplemental information to some applicants and is evidence of a lack of a fair process.

9 62. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
10 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
11 inspection of their marijuana establishment.²⁷

12 63. The DoT's lack of compliance with the established single point of contact and the
13 pervasive communications, meetings with Pupo, and preferential information provided to certain
14 applicants creates an uneven playing field because of the unequal information available to potential
15 applicants. This conduct created an unfair process for which injunctive relief may be appropriate.

16 64. The only direct action attributed to Pupo during the evaluation and grading process
17 related to the determination related to the monopolistic practices. Based upon the testimony adduced at
18 trial, Pupo's reliance upon advice of counsel from Deputy Attorney General Werbicky in making this
19 decision removes it from an arbitrary and capricious exercise of discretion.

20 65. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
21 decision denying an application for a retail recreational marijuana license.

22 66. In 2019, more than three years from the passage of Ballot Question 2, Nevada's
23 legislature repealed NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

24
25
26
27
28 ²⁷ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
the conditional licenses not enjoined under the preliminary injunction have now received final approval.

1 67. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

2 68. Nevada’s legislature also enacted statutes setting forth general qualifications for
3 licensure and registration of persons who have applied to receive marijuana establishment licenses.
4 NRS 678B.200.

5 69. The CCB was formed by the legislature and is now the government entity that oversees
6 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
7 “person is qualified to receive a license...” NRS 678B.200(1).
8

9 70. There are an extremely limited number of licenses available for the sale of recreational
10 marijuana.

11 71. The number of licenses available was set by BQ2 and is contained in NRS
12 453D.210(5)(d).

13 72. The secondary market for the transfer of licenses is limited.²⁸

14 73. Although there has been little tourism demand for legal marijuana sales due to the public
15 health emergency and as a result growth in legal marijuana sales has declined, the market is not
16 currently saturated. With the anticipated return of tourism after the abatement of the current public
17 health emergency, significant growth in legal marijuana sales is anticipated. Given the number of
18 variables related to new licenses, the claim for loss of market share is too speculative for relief.
19

20 74. Since the Court does not have authority to order additional licenses in particular
21 jurisdictions and because there are a limited number of licenses that are available in certain
22 jurisdictions, injunctive relief may be necessary to permit the Plaintiffs, if successful in the NRS
23 453D.210(6) process, to actually obtain a license with respect to the issues on which partial summary
24 judgment was granted.
25
26

27 ²⁸ Multiple changes in ownership have occurred since the applications were filed. Given this testimony, simply
28 updating the applications previously filed would not comply with BQ2.

75. The remaining Plaintiffs²⁹(excluding TGIG) (the “Untainted Plaintiffs”) have not identified by a preponderance of the evidence, that if a single point of contact was followed by the DoT and equal information provided to all applicants, as was done for the medical marijuana application process, that there is a substantial likelihood they would have been successful in the ranking process.

76. After balancing the equities among the parties, the Court determines that the balance of equities does not weigh in favor of the Untainted Plaintiffs on the relief beyond that previously granted in conjunction with the partial summary judgment order entered on August 17, 2020.

77. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

78. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

79. “Any person...whose rights, status or other legal relations are affected by a statute, municipal ordinance, contract or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract or franchise and obtain a declaration of rights, status or other legal relations thereunder.” NRS 30.040.

80. A justiciable controversy is required to exist prior to an award of declaratory relief. *Doe v. Bryan*, 102 Nev. 523, 525, 728 P.2d 443, 444 (1986).

81. The purpose of the equal protection clause of the Fourteenth Amendment is to secure every person within the state's jurisdiction against intentional and arbitrary discrimination. . . .” *Sioux City Bridge Co. v. Dakota Cty., Neb.*, 260 U.S. 441, 445 (1923). If a suspect class or fundamental right is not implicated, then the law or regulation promulgated by the state will be upheld “so long as it bears

²⁹ TGIG's employment of Amanda Connor and direct contact with Pupo were of the same degree as the Industry Defendants who were clients of Amanda Connor.

1 a rational relation to some legitimate end.” *Romer v. Evans*, 517 U.S. 620, 631 (1996). When the state
2 or federal government arbitrarily and irrationally treats groups of citizens differently, such unequal
3 treatment runs afoul the Equal Protection Clause. *Engquist v. Oregon Dep’t of Agr.*, 553 U.S. 591, 601
4 (2008). Where an individual or group were treated differently but are not associated with any distinct
5 class, Plaintiffs must show that they were “intentionally treated differently from others similarly
6 situated and that there is no rational basis for the difference in treatment.” *Vill. of Willowbrook v.*
7 *Olech*, 528 U.S. 562, 564 (2000).

8
9 82. The Nevada Constitution also demands equal protection of the laws under Article 4,
10 Section 21 of the Nevada Constitution. *See Doe v. State*, 133 Nev. 763, 767, 406 P.3d 482, 486 (2017).

11 83. NRS 33.010 governs cases in which an injunction may be granted. The applicant must
12 show (1) a likelihood of success on the merits; and (2) a reasonable probability that the non-moving
13 party’s conduct, if allowed to continue, will cause irreparable harm for which compensatory damage is
14 an inadequate remedy.

15
16 84. Plaintiffs have the burden to demonstrate that the DoT’s conduct, if allowed to continue,
17 will result in irreparable harm for which compensatory damages is an inadequate remedy.

18 85. The Nevada Supreme Court has recognized that “[i]nitiative petitions must be kept
19 substantively intact; otherwise, the people’s voice would be obstructed. . . [I]nitiative legislation is not
20 subject to judicial tampering. The substance of an initiative petition should reflect the unadulterated
21 will of the people and should proceed, if at all, as originally proposed and signed. For this reason, our
22 constitution prevents the Legislature from changing or amending a proposed initiative petition that is
23 under consideration.” *Rogers v. Heller*, 117 Nev. 169, 178, 18 P.3d 1034,1039–40 (2001).

24
25 86. BQ2 provides, “the Department shall adopt all regulations necessary or convenient to
26 carry out the provisions of this chapter.” NRS 453D.200(1). This language does not confer upon the
27 DoT unfettered or unbridled authority to do whatever it wishes without constraint. The DoT was not
28

1 delegated the power to legislate amendments because this is initiative legislation. The Legislature itself
2 has no such authority with regard to NRS 453D until three years after its enactment under the
3 prohibition of Article 19, Section 2 of the Constitution of the State of Nevada.

4 87. Where, as here, amendment of a voter-initiated law is temporally precluded from
5 amendment for three years, the administrative agency may not modify the law.³⁰

6 88. An agency's action in interpreting and executing a statute it is tasked with interpreting is
7 entitled to deference "unless it conflicts with the constitution or other statutes, exceeds the agency's
8 powers, or is otherwise arbitrary and capricious." *Nuleaf CLV Dispensary, LLC v. State Dept. of Health*
9 *and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) (quoting
10 *Cable v. State ex rel. Emp'rs Ins. Co. of Nev.*, 122 Nev. 120, 126, 127 P.3d 528, 532 (2006)).

11 89. NRS 453D.200(1) provides that "the Department shall adopt all regulations necessary or
12 convenient to carry out the provisions of this chapter." The Court finds that the words "necessary or
13 convenient" are susceptible to at least two reasonable interpretations. This limitation applies only to
14 Regulations adopted by the DoT.
15

16 90. While the category of diversity is not specifically included in the language of BQ2, the
17 evidence presented in the hearing demonstrates that a rational basis existed for the inclusion of this
18 category in the Factors and the application.
19

20 91. The DoT's inclusion of the diversity category was implemented in a way that created a
21 process which was partial and subject to manipulation by applicants.
22

23 92. NAC 453D.272 contains what is commonly referred to as the Regulations' "anti-
24 monopoly" provision. It forbids the DoT from issuing to any person, group of persons, or entity, in a
25 county whose population is 100,000 or more, the greater of one license to operate a retail marijuana
26 store or more than 10 percent of the retail marijuana licenses allocable for the county.
27

28 ³⁰ The Court notes that the Legislature has now modified certain provisions of BQ2. The Court relies on those statutes and regulations in effect at the time of the application process.

1 93. Although not required to use a single point of contact process for questions related to the
2 application, once DoT adopted that process and published the appropriate process to all potential
3 applicants, the DoT was bound to follow that process.

4 94. The DoT employees provided various applicants with different information as to
5 diversity and what would be utilized from this category and whether it would be used merely as a
6 tiebreaker or as a substantive category.

7 95. The DoT selectively discussed with applicants or their agents the modification of the
8 application related to physical address as well as other information contained in the application.
9

10 96. The process was impacted by personal relationships in decisions related to the
11 requirements of the application and the ownership structures of competing applicants.

12 97. The intentional and repeated violations of the single point of contact process in favor of
13 only a select group of applicants was an arbitrary and capricious act and served to contaminate the
14 process. These repeated violations adversely affected applicants who were not members of that select
15 group. These violations are in and of themselves insufficient to void the process as urged by some of
16 the Plaintiffs.
17

18 98. The DoT disseminated various versions of the 2018 Retail Marijuana Application, one
19 of which was published on the DoT's website and required the applicant to provide an actual physical
20 Nevada address for the proposed marijuana establishment, and not a P.O. Box, and an alternative
21 version of the DoT's application form, which was distributed to some, but not all, of the potential
22 applicants via a DoT Listserv, which deleted the requirement that applicants disclose an actual physical
23 address for their proposed marijuana establishment.
24

25 99. The applicants were applying for conditional licensure, which would last for 1 year.
26 NAC 453D.282. The license was conditional based on the applicant's gaining approval from local
27
28

1 authorities on zoning and land use, the issuance of a business license, and the Department of Taxation
2 inspections of the marijuana establishment.

3 100. By selectively eliminating the requirement to disclose an actual physical address for
4 each and every proposed retail recreational marijuana establishment, the DoT limited the ability of the
5 Independent Contractors to adequately assess graded criteria such as (i) prohibited proximity to schools
6 and certain other public facilities, (ii) impact on the community, (iii) security, (iv) building plans, and
7 (v) other material considerations prescribed by the Regulations.

8
9 101. The hiring of Independent Contractors was well within the DoT's discretionary power.

10 102. The evidence establishes that the DoT failed to properly train the Independent
11 Contractors. The DoT failed to establish any quality assurance or quality control of the grading done
12 by Independent Contractors.³¹ This is not an appropriate basis for the requested relief as the DoT
13 treated all applicants the same in the grading process. The DoT's failures in training the Independent
14 Contractors applied equally to all applicants.

15
16 103. The DoT made licensure conditional for one year based on the grant of power to create
17 regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a
18 license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's
19 discretion.

20 104. Certain of DoT's actions related to the licensing process were nondiscretionary
21 modifications of BQ2's mandatory requirements.³² The evidence establishes DoT's deviations
22 constituted arbitrary and capricious conduct without any rational basis for the deviation.

23
24 105. The DoT's decision to not require disclosure on the application and to not conduct
25 background checks of persons owning less than 5 percent prior to award of a conditional license is an

26
27 ³¹ The only QA/QC process was done by the Temporary Employees apparently with no oversight by the DoT.

28 ³² These are contained in the order entered August 17, 2020.

1 impermissible deviation from the mandatory language of BQ2, which mandated “a background check
2 of each prospective owner, officer, and board member of a marijuana establishment license applicant.”
3 NRS 453D.200(6).

4 106. Under the circumstances presented here, the Court concludes that certain of the
5 Regulations created by the DoT are unreasonable, inconsistent with BQ2, and outside of any discretion
6 permitted to the DoT.

7 107. The DoT acted beyond its scope of authority when it arbitrarily and capriciously
8 replaced the mandatory requirement of BQ2, for the background check of each prospective owner,
9 officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by
10 the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of
11 Article 19, Section 2(3) of the Nevada Constitution.
12

13 108. The balance of equities weighs in favor of Plaintiffs on the issue for which partial
14 summary judgment has been granted.³³
15

16 109. The DoT stands to suffer no appreciable losses and will suffer only minimal harm as a
17 result of an injunction related to the August 17, 2020, partial summary judgment.

18 110. The bond previously posted for the preliminary injunction is released to those parties
19 who posted the bond.³⁴

20 111. If any conclusions of law are properly findings of fact, they shall be treated as if
21 appropriately identified and designated.
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25 ³³ The order concludes:

26 [A]s a matter of law, the DoT acted beyond the scope of its authority by replacing the requirement for
27 a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

28 ³⁴ Any objections to the release of the bond must be made within five judicial days of entry of this order. If no
objections are made, the Court will sign an order submitted by Plaintiffs. If an objection is made, the Court will set a
hearing for further argument on this issue.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

The claim for declaratory relief is granted. The Court declares:

The DoT acted beyond its scope of authority when it arbitrarily and capriciously replaced the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of Article 19, Section 2(3) of the Nevada Constitution.

The claim for equal protection is granted in part:

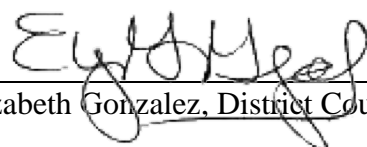
With respect to the decision by the DoT to arbitrarily and capriciously replace the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1), the DoT created an unfair process. No monetary damages are awarded given the speculative nature of the potential loss of market share.

Injunctive relief under these claims is appropriate. The State is permanently enjoined from conducting a final inspection of any of the conditional licenses issued in or about December 2018 for an applicant who did not provide the identification of each prospective owner, officer and board member as required by NRS 453D.200(6).

The Court declines to issue an extraordinary writ unless violation of the permanent injunction occurs.

All remaining claims for relief raised by the parties in this Phase are denied.

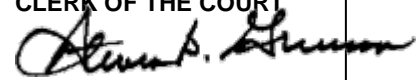
DATED this 3rd day of September 2020.


Elizabeth Gonzalez, District Court Judge

Certificate of Service

I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the Eighth Judicial District Court Electronic Filing Program.

/s/ Dan Kutinac
Dan Kutinac, JEA Dept XI



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Department of Taxation

DISTRICT COURT
CLARK COUNTY, NEVADA

In re DOT Litigation,

Case No. A-19-787004-B
Dept. No. XI

Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19787540-W
A-19-787726-C
A-19-801416-B

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a Findings of Fact, Conclusion of Law and Permanent Injunction was entered on the 16th day of September, 2020, a copy of which is attached hereto as Exhibit "A".

DATED this 22nd day of September, 2020.

AARON D. FORD
Attorney General

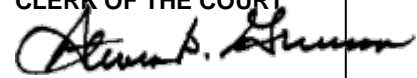
By: /s/ Steve Shevorski
Steve Shevorski (Bar No. 8256)
Chief Litigation Counsel

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/s/ *Eddie Rueda*
Eddie Rueda, an employee of the
Office of the Attorney General

EXHIBIT A

EXHIBIT A



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

A-18-785818-W

A-18-786357-W

A-19-786962-B

A-19-787035-C

A-19-787540-W

A-19-787726-C

A-19-801416-B

Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 1 pursuant to the Trial Protocol¹ on September 8, 2020². The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Mark S. Dzarnoski, Esq. of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm, LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”);

¹ Phase 1 of the Trial as outlined in the Trial Protocol includes all claims related to the petitions for judicial review filed by various Plaintiffs. Many of the Plaintiffs who filed Petitions for Judicial Review have now resolved their claims with the State and certain Industry Defendants.

² Prior to the commencement of Phase 1 of Trial, the Court completed the Trial of Phase 2 and issued a written decision on September 3, 2020. That decision included declaratory and injunctive relief related to many of the same issues raised by Plaintiffs in argument during this Phase. The Court previously limited the petition for judicial review process in this phase to the scoring and ranking of plaintiffs’ applications. See Order entered November 7, 2019.

³ Given the public health emergency Phase 1 of the Trial was conducted entirely by remote means.

1 Adam K. Bult, Esq. and Maximilien D. Fetaz, Esq. of the law firm Brownstein Hyatt Farber
2 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
3 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
4 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”);

5 Nathaniel R. Rulis, Esq. of the law firm Kemp, Jones & Coulthard, LLP, appeared on behalf of
6 MM Development Company, Inc. and LivFree Wellness, LLC; (Case No. A785818-W) (the “MM
7 Plaintiffs”);;

8 Theodore Parker III, Esq. and Jennifer Del Carmen, Esq. of the law firm Parker Nelson &
9 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
10 Hawkins appeared as the representative for Nevada Wellness Center;

11 Peter S. Christiansen, Esq. and Whitney Barrett, Esq. of the law firm Christiansen Law Offices,
12 appeared on behalf of Qualcan LLC;

13 James W. Puzey, Esq. of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
14 appeared on behalf of High Sierra Holistics, LLC;

15 Amy L. Sugden, Esq. of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen Puliz
16 appeared as the representative for THC Nevada, LLC;

17 Sigal Chattah, Esq. of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
18 Inc..

19 Nicolas R. Donath, Esq. of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
20 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

21 Stephanie J. Smith, Esq. of Bendavid Law, appeared on behalf of Natural Medicine, LLC;

22 Craig D. Slater, Esq. of the law firm Luh & Associates, appeared on behalf of Clark Natural
23 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
24 Cannabis Dispensary, LLC; and,

1 Clarence E. Gamble, Esq. of the law firm Ramos Law on behalf of Rural Remedies, LLC.

2 *The State*

3 Steven G. Shevorski, Esq. and Kiel Ireland, Esq. of the Office of the Nevada Attorney General,
4 appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance
5 Board⁴ (“CCB”) (collectively “the State”).

6 *The Industry Defendants*

7 David R. Koch, Esq. of the law firm Koch & Scow, LLC, appeared on behalf of Nevada
8 Organic Remedies, LLC (“NOR”);

9 Rusty Graf, Esq. of the law firm Black & Lobello, appeared on behalf of Clear River, LLC;

10 Eric D. Hone, Esq. of the law firm H1 Law Group, appeared on behalf of Lone Mountain
11 Partners, LLC;

12 Alina M. Shell, Esq. of the law firm McLetchie Law, appeared on behalf of GreenMart of
13 Nevada NLV LLC;

14 Jared Kahn, Esq. of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping
15 Hands Wellness Center, Inc.;

16 Rick R. Hsu, Esq. of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic
17 Concentrates, LLC;

18 Andrew J. Sharples, Esq. of the law firm Naylor & Braster, appeared on behalf of Circle S
19 Farms, LLC;

20 Christopher Rose, Esq. and Kirill Mikhaylov, Esq. of the law firm Howard and Howard,
21 appeared on behalf of Wellness Connection of Nevada, LLC;

22
23
24
25
26
27 ⁴ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana
28 Enforcement Division effective on July 1, 2020. While certain statutes and regulations in effect at the time of the
application process have been modified, for purposes of these proceedings the Court evaluates those that were in existence
at the time of the application process.

1 Richard D. Williamson, Esq. and Jonathan Tew, Esq. of the law firm Robertson, Johnson,
2 Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC;

3 Joseph A. Gutierrez, Esq. of the law firm Maier Gutierrez & Associates, and Dennis Prince,
4 Esq. of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
5 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”); and,

6 Todd L. Bice, Esq. and Jordan T. Smith, Esq. of the law firm Pisanelli Bice, appeared on behalf
7 of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC; Essence
8 Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

9
10 Having read and considered the pleadings filed by the parties, having reviewed the
11 administrative record filed in this proceeding,⁵ and having considered the oral and written arguments of
12 counsel, and with the intent of deciding the remaining issues⁶ related to the various Petitions for
13 Judicial Review only,⁷ the Court makes the following findings of fact and conclusions of law:

14 15 **PROCEDURAL POSTURE**

16 Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive,
17 licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout
18 the state. Defendant is the DoT, which was the administrative agency responsible for issuing the
19 licenses at the times subject to these complaints. Some successful applicants for licensure intervened as
20 Defendants.

21
22
23 ⁵ The State produced the applications as redacted by various Plaintiffs on June 12, 2020 and supplemented with
24 additional information on June 26, 2020. The Court previously denied TGIG’s motion to supplement the record by order
25 entered August 28, 2020. The portions of the applications which were redacted varied based upon the decisions made by
26 each individual Plaintiff. These redacted applications do not provide the Court with information needed to make a decision
27 related to the “completeness” issue as argued during Phase 1. During Phase 2 of the Trial an unredacted application by THC
28 was admitted.

⁶ The Court granted partial summary judgment and remanded to the DoT, MM and LivFree’s appeals which had
been summarily rejected by Pupo. See written order filed on July 11, 2020.

⁷ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants,
the Petitions of the remaining plaintiffs remain virtually the same.

1 The Attorney General's Office was forced to deal with a significant impediment at the early
2 stages of the litigation. This inability to disclose certain information was outside of its control because
3 of confidentiality requirements that have now been slightly modified by SB 32. Although the parties
4 stipulated to a protective order on May 24, 2019,⁸ many documents produced in preparation for the
5 trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of
6 the highly competitive nature of the industry and sensitive financial and commercial information
7 involved. Much of the administrative record is heavily redacted and was not provided to the Court in
8 unredacted form.
9

10 PRELIMINARY STATEMENT

11 On June 12, 2020, the DOT submitted its Record on Review in Accordance with the Nevada
12 Administrative Procedure Act, including documents showing certain applicants' applications, the
13 scoring sheets, and related tally sheets. On June 26, 2020, the DOT filed a Supplement to Record on
14 Review in Accordance with the Nevada Administrative Procedure Act to add certain information
15 related to the dissemination of the applications. The documents contained within these two filings
16 (collectively, the "Record") provides all relevant evidence that resulted in the DoT's final decision. All
17 Plaintiffs redacted their own applications that are the subject of their Petition for Judicial Review.⁹
18

19 FINDINGS OF FACT

20 1. Ballot Question 2 ("BQ2") was enacted by the Nevada Legislature and is codified at
21 NRS 453D.¹⁰
22

23 ⁸ The Court recognizes the importance of utilizing a stipulated protective order for discovery purpose in complex
24 litigation involving confidential commercial information. NRS 600A.070. The use of a protective order does not relieve a
party of proffering evidence sufficient for the Court to make a determination on the merits related to the claims at issue.

25 ⁹ The Record filed by the State utilized the versions of the submitted applications which had been redacted by the
26 applicants as part of the stipulated protective order in this matter. Applications for which an attorney's eyes only
designation had been made by a Plaintiff were not included in the Record. The redacted applications submitted by Plaintiffs
limits the Court's ability to discern information related to this Phase.

27 ¹⁰ As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the
28 exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada
Legislature during the 2017 session in NRS 453D.

2. BQ2 specifically identified regulatory and public safety concerns:

The People of the State of Nevada proclaim that marijuana should be regulated in a manner similar to alcohol so that:

- (a) Marijuana may only be purchased from a business that is licensed by the State of Nevada;
- (b) Business owners are subject to a review by the State of Nevada to confirm that the business owners and the business location are suitable to produce or sell marijuana;
- (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly controlled through State licensing and regulation;
- (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;
- (e) Individuals will have to be 21 years of age or older to purchase marijuana;
- (f) Driving under the influence of marijuana will remain illegal; and
- (g) Marijuana sold in the State will be tested and labeled.

NRS 453D.020(3).

3. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension, or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in NAC 453D (the “Regulations”).

4. NRS 453D.210(6) mandated the DoT use “an impartial and numerically scored competitive bidding process” to determine successful applicants where competing applications were submitted.

5. NAC 453D.272(1) provides the procedure for when the DoT receives more than one “complete” application for a single county. Under this provision the DoT will determine if the “application is complete and in compliance with this chapter and Chapter 453D of NRS, the Department will rank the applications . . . in order from first to last based on the compliance with the provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating to . . .” several enumerated factors. NAC 453D.272(1).

6. The DoT posted the application on its website and released the application for recreational marijuana establishment licenses on July 6, 2018.¹¹

¹¹ The DoT made a change to the application after circulating the first version of the application to delete the requirement of a physical location. The modification resulted in a different version of the application bearing the same “footer” with the original version remaining available on the DoT’s website.

1 7. The DoT used a Listserv¹² to communicate with prospective applicants.

2 8. Applications were accepted from September 7, 2018 through September 20, 2018.

3 9. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
4 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).

5 10. The DoT published a revised application on July 30, 2018. This revised application was
6 sent to all participants via the DoT's Listserv. The revised application modified physical address
7 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
8 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
9 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
10 Establishment's proposed physical address if the applicant owns property or has secured a lease or
11 other property agreement (this must be a Nevada address and not a P.O. Box)." Otherwise, the
12 applications are virtually identical.

13 11. The DoT sent a copy of the revised application through the Listserv used by the DoT.
14 Not all Plaintiffs' correct emails were included on this list.

15 12. The July 30, 2018, application, like its predecessor, described how applications were to
16 be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The
17 maximum points that could be awarded to any applicant based on these criteria was 250 points.

18 13. The identified criteria consisted of organizational structure of the applicant (60 points);
19 evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant
20 in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution
21 showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.
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27 ¹² According to Dictionary.com, the term "Listserv" is used to refer to online mailing list. When capitalized it refers
28 to a proprietary software.

1 14. The non-identified criteria all consisted of documentation concerning the integrated plan
2 of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from seed to
3 sale (40 points); evidence that the applicant has a plan to staff, educate and manage the proposed
4 recreational marijuana establishment on a daily basis (30 points); a plan describing operating
5 procedures for the electronic verification system of the proposed marijuana establishment and
6 describing the proposed establishment's inventory control system (20 points); building plans showing
7 the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal
8 explaining likely impact of the proposed marijuana establishment in the community and how it will
9 meet customer needs (15 points).
10

11 15. An applicant was permitted to submit a single application for all jurisdictions in which it
12 was applying, and the application would be scored at the same time.

13 16. By September 20, 2018, the DoT received a total of 462 applications.

14 17. NAC 453D.272(1) required the DoT to determine that an Application is "complete and
15 in compliance" with the provisions of NAC 453D in order to properly apply the licensing criteria.¹³
16

17 18. In evaluating whether an application was "complete and in compliance," the DoT made
18 no effort to verify owners, officers or board members (except for checking whether a transfer request
19 was made and remained pending before the DoT).¹⁴
20

21 19. The DoT announced the award of conditional licenses in December 2018.
22
23

24 ¹³ The Plaintiffs argue that the failure to provide an actual proposed physical address should render many of the
25 applications incomplete and requests that Court remand the matter to the State for a determination of the completeness of
26 each application and supplementation of the record. As the physical address issue has been resolved by the Court in the
Phase 2 decision, the Court declines to take any action on the petition for judicial review with respect to this issue.

27 ¹⁴ As the Plaintiffs (with the exception of THC) have not provided their unredacted applications, the Court cannot
28 make a determination with respect to completeness of this area. As the Court has already granted a permanent injunction on
the ownership issue, the Court declines to take any further action on the petition for judicial review with respect to this
issue.

1 20. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
2 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
3 inspection of their marijuana establishment.¹⁵

4 21. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
5 decision denying an application for a retail recreational marijuana license.

6 22. In 2019, more than three years from the passage of BQ2, Nevada’s legislature repealed
7 NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

8 23. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

9 24. Nevada’s legislature also enacted statutes setting forth general qualifications for
10 licensure and registration of persons who have applied to receive marijuana establishment licenses.
11 NRS 678B.200.

12 25. The CCB was formed by the legislature and is now the government entity that oversees
13 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
14 “person is qualified to receive a license...” NRS 678B.200(1).

15 26. The Plaintiffs have not identified by a preponderance of the evidence any specific
16 instance with respect to their respective applications that the procedure used by the DoT for analyzing,
17 evaluating, and ranking the applications was done in violation of the applicable regulations or in an
18 arbitrary or capricious manner.

19 27. To the extent that judicial review would be available in this matter, no additional relief is
20 appropriate beyond that contained in the decision entered on September 3, 2020.¹⁶

21 ¹⁵ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
22 the conditional licenses not enjoined under the preliminary injunction have now received final approval.

23 ¹⁶ The Court recognizes the decision in *State Dep’t of Health & Human Services, Div. of Pub. & Behavioral Health*
24 *Med. Marijuana Establishment Program v. Samantha Inc.* (“Samantha”), 133 Nev. 809, 815-16, 407 P.3d 327, 332 (2017),
25 limits the availability of judicial review. Here as the alternative claims not present in that matter have already been decided
26 by written order entered September 3, 2020, regardless of whether the vehicle of judicial relief is appropriate, no further
27 relief will be granted in this matter.
28

28. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

29. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

30. This Court has previously held that the deletion of the physical address requirement given the decision in *Nuleaf CLV Dispensary, LLC v. State Dept. of Health and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) does not form a basis for relief.¹⁷

31. “Courts have no inherent appellate jurisdiction over official acts of administrative agencies.” *Fitzpatrick v. State ex rel., Dept. of Commerce, Ins. Div.*, 107 Nev. 486, 488, 813 P.2d 1004 (1991) (citing *Crane*, 105 Nev. 399, 775 P.2d 705).

32. Under NRS 233B.130(1), judicial review is only available for a party who is “(a) [i]dentified as a party of record by an agency in an administrative proceeding; and (b) [a]ggrieved by a final decision in a contested case.”

33. A contested case is “a proceeding . . . in which the legal rights, duties or privileges of a party are required by law to be determined by an agency after an opportunity for hearing, or in which an administrative penalty may be imposed.” NRS 233B.032.

34. A valid petition for judicial review requires a record of the proceedings below to be transmitted to the reviewing court within a certain timeframe. NRS 233B.131. The record in such a case must include:

- (a) All pleadings, motions and intermediate rulings.
- (b) Evidence received or considered.
- (c) A statement of matters officially noticed.

¹⁷ The Court remains critical of the method by which the decision to delete the address requirement was made and the manner by which it was communicated. These issues are fully addressed in the decision entered September 3, 2020.

- (d) Questions and offers of proof and objections, and rulings thereon.
(e) Proposed findings and exceptions.
(f) Any decision, opinion or report by the hearing officer presiding at the hearing.

NRS 233B.121(7).

35. Judicial review under NRS 233B is to be restricted to the administrative record. *See* NRS 233B.135(1)(b).

36. The Record provides all relevant evidence that resulted in the DoT's analysis of Plaintiffs' applications.

37. The Record is limited and Plaintiffs themselves redacted their own applications at issue.

38. The Record in this case does not support Plaintiffs' Petition.

39. Plaintiffs do not cite to any evidence in the Record that supports their substantive arguments.

40. The Plaintiffs have not met their burden of establishing that the DoT's decisions granting and denying the applications for conditional licenses: (1) violated constitutional and/or statutory provisions; (2) exceeded the DOT's statutory authority; (3) were based upon unlawful procedure; (4) were clearly erroneous based upon the Record; (5) were arbitrary and capricious; or (6) generally constituted an abuse of discretion.

41. The applicants were applying for conditional licensure, which would last for 1 year. NAC 453D.282. The license was conditional based on the applicant gaining approval from local authorities on zoning and land use, the issuance of a business license, and the Department of Taxation inspections of the marijuana establishment.

42. The DoT made licensure conditional for one year based on the grant of power to create regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's discretion.

1 43. If any conclusions of law are properly findings of fact, they shall be treated as if
2 appropriately identified and designated.

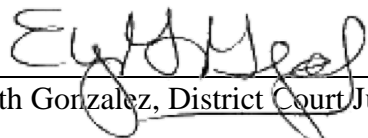
3 **ORDER**

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:**

5 Plaintiffs' Petitions for Judicial Review under NRS 233B.130 is denied in its entirety.

6 All remaining claims for relief raised by the parties in this Phase are denied.

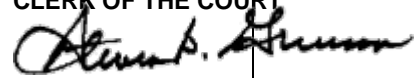
7 DATED this 16th day of September 2020.

8
9 
10 _____
11 Elizabeth Gonzalez, District Court Judge

12
13 **Certificate of Service**

14 I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent
15 Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the
16 Eighth Judicial District Court Electronic Filing Program.

17
18 /s/ *Dan Kutinac*
19 Dan Kutinac, JEA Dept XI



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Attorneys for TGIG Plaintiffs in case no. A-786962

**DISTRICT COURT
CLARK COUNTY, NEVADA**

	)	Case No. A-19-787004-B
)	
	)	Consolidated with A-785818
	)	A-786357
In Re: D.O.T. Litigation,	)	A-786962
	)	A-787035
	)	A-787540
	)	A-787726
	)	A-801416
	)	Dept. No. XI
)	
)	

Pursuant to NRAP 3(f), Plaintiffs TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC, Plaintiffs in Case A-19-786962-B (“Plaintiffs”), by and through counsel, of the law firm CLARK HILL, PLLC, hereby submit this Case Appeal Statement.

1. Name of appellants filing this case appeal statement:

TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC

2. Identify the judge issuing the decision, judgment, or order appealed from:

Honorable Elizabeth Gonzalez

1 3. Identify each appellant and the name and address of counsel for each appellant:

2 TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis
3 Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and
4 Medifarm IV, LLC

5 Mark Dzarnoski, Esq.
6 Dominic P. Gentile, Esq.
7 Ross Miller, Esq.
8 John A. Hunt, Esq.
9 CLARK HILL, PLLC
3800 Howard Hughes Pkwy., Ste. 500
Las Vegas, NV 89169

10 4. Identify each respondent and the name and address of appellate counsel, if known, for
11 each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much
12 and provide the name and address of that respondent's trial counsel):

13 STATE OF NEVADA, DEPARTMENT OF TAXATION ("DOT")

14 Aaron D. Ford
15 Attorney General
16 Steven Shevorsi
17 Chief Litigation Counsel
18 Akke Levin
19 Senior Deputy Attorney General
20 Office of the Attorney General
555 E. Washington, Ste. 3900
Las Vegas, Nevada 89101

21 CANNABIS COMPLIANCE BOARD
22 Counsel Unknown (Not represented at trial)

23 5. Other Affected Parties, and the name and address of appellate counsel, if known, for
24 each:

25 Clear River, LLC.
26 Counsel for above party:
27 Brigid M. Higgins, Esq.
28 Rusty J. Graff, Esq
Bref Black & Lobello
10777 W. Twain Ave., 3rd Floor
Las Vegas, NV 89135

1 GreenMart of Nevada NLV, LLC.

2 Counsel for above party:

3 Margaret A. McLetchie, Esq.

4 Alina M. Shell, Esq.

5 McLetchie Law

6 701 E. Bridger Ave., Suite 520

7 Las Vegas, NV 89101

8 Helping Hands Wellness Center, Inc.

9 Counsel for above party:

10 Jared Kahn, Esq.

11 JK Legal & Consulting, LLC

12 9205 W. Russell Rd., Suite 240

13 Las Vegas, NV 89148

14 Lone Mountain Partners, LLC.

15 Counsel for above party:

16 Eric D. Hone, Esq.

17 Jamie L. Zimmerman, Esq.

18 Moorea L. Katz, Esq.

19 H1 Law Group

20 701 N. Green Valley Pkwy., Suite 200

21 Henderson, NV 89074

22 Integral Associates, LLC d/b/a Essence Cannabis Dispensaries;

23 Essence Tropicana, LLC; Essence Henderson, LLC.

24 Counsel for above party:

25 James J. Pisanelli, Esq.

26 Todd L. Bice, Esq.

27 Jordan T. Smith, Esq.

28 Pisanelli Bice, PLLC

400 S. 7th St., Suite 300

Las Vegas, NV 89101

Joseph Gutierrez, Esq.

Jason R. Maier, Esq.

Maier Gutierrez & Associates

8816 Spanish Ridge Ave.

Las Vegas, Nv 89148

Philip M. Hymanson, Esq.

Henry J. Hymanson, Esq.

Hymanson & Hymanson

8816 Spanish Ridge Ave.

Las Vegas, NV 89148

1 CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace.

2 Counsel for above party:

3 Dennis M. Prince, Esq.

4 Kevin T. Strong, Esq.

5 Prince Law Group

6 8816 Spanish Ridge Ave.

7 Las Vegas, NV 89148

8 Joseph Gutierrez, Esq.

9 Jason R. Maier, Esq.

10 Maier Gutierrez & Associates

11 8816 Spanish Ridge Ave.

12 Las Vegas, Nv 89148

13 Philip M. Hymanson, Esq.

14 Henry J. Hymanson, Esq.

15 Hymanson & Hymanson

16 8816 Spanish Ridge Ave.

17 Las Vegas, NV 89148

18 Circle S Farms, LLC

19 Counsel for the above party:

20 Andrew J. Sharples, Esq.

21 Naylor & Braster

22 1050 Indigo Drive, Ste. 200

23 Las Vegas, NV 89145

24 Deep Roots Medical, LLC

25 Counsel for the above party:

26 Anthony G. Arger, Esq.

27 Robertson, Johnson, Miller & Williamson

28 3753 Howard Hughes, Ste. 200

Las Vegas, NV 89169

Nevada Organic Remedies, LLC

Counsel for the above party:

David R. Koch, Esq.

Brody R. Wright, Esq.

Koch & Scow LLC

11500 S. Eastern Ave, Ste. 210

Las Vegas, NV 89052

Pure Tonic Concentrates, LLC

Counsel for the above party:

Rick R. Hsu, Esq.

Maupin, Cox & LeGoy

1 4785 Caughlin Pkwy
2 Reno, NV 89519

3 Wellness Connection of Nevada LLC
4 Counsel for the above party:
5 Christopher Rose, Esq.
6 Howard and Howard
7 3800 Howard Hughes Pkwy., Ste. 1000
8 Las Vegas, NV 89169

9 TRNVP098
10 Lee Iglody
11 2580 St. Rose Pkwy., Ste. 330
12 Henderson, NV 89074

13 Polaris Wellness Center, LLC
14 5395 Polaris Ave. Ste. 110
15 Las Vegas, NV 89118

16 Eureka Newgen Farms, LLC
17 109 Cortez Circle
18 Carlin, NV 89822

19 Green Therapeutics, LLC
20 848 N. Rainbow Blvd. Ste 12
21 Las Vegas, NV 89107

22 6. Indicate whether any attorney identified above in response to question 3 or 4 is not
23 licensed to practice law in Nevada and, if so, whether the district court granted that attorney
24 permission to appear under SCR 42 (attach a copy of any district court order granting such
25 permission):

26 All attorneys identified above are licensed to practice law in Nevada.

27 7. Indicate whether appellant was represented by appointed or retained counsel in the
28 district court:

Appellates were represented by retained counsel.

8. Indicate whether appellant is represented by appointed or retained counsel on appeal:

Retained Counsel.

1
2 9. Indicate whether appellant was granted leave to proceed in forma pauperis, and the date
3 of entry of the district court order granting such leave:

4 No.

5 10. Indicate the date the proceedings commenced in the district court (e.g., date complaint,
6 indictment, information, or petition was filed):

7
8 This is a consolidated action involving the following matters:

9 a) The Plaintiffs in *MM Development Company, Inc. et. al. v. State of Nevada,*
10 *Department of Taxation*, Case No. A-18-785818-W filed their Complaint on December 10, 2018;

11 b) The Plaintiffs in *Serenity Wellness center, LLC et. al. v. State of Nevada, Department*
12 *of Taxation*, Case No. A-19-786962-B filed their Complaint on January 4, 2019;

13 c) The Plaintiffs in *ETW Management Group, LLC et. al. v. State of Nevada, Department*
14 *of Taxation*, Case No. A-19-787004-B filed their Complaint on January 4, 2019;

15 d) The Plaintiff in *Nevada Wellness Center v. State of Nevada, Department of Taxation,*
16 Case No. A-19-787540-W filed its Complaint on January 15, 2019;

17 e) The Plaintiff in *Compassionate Team of Las Vegas LLC, vs. Nevada Department of*
18 *Taxation*, Case No. A-18-786357-W filed its Complaint on December 19, 2018;

19 f) The Plaintiff *DH Flamingo Inc, vs. State Ex Rel Department of Taxation*, Case No. A-
20 19-787035-C filed its Complaint on January 4, 2019;

21 g) The Plaintiff in *High Sierra Holistics LLC, vs. State of Nevada Department of*
22 *Taxation*, Case No. A-19-787726-C filed its Complaint on January 16, 2019;

23 h) The Plaintiff in *Qualcan, LLC, vs. State of Nevada, Department of Taxation*, Case No.
24 A-19-801416-B filed on September 05, 2019.

25 11. Provide a brief description of the nature of the action and result in the district court,
26 including the type of judgment or order being appealed and the relief granted by the district
27 court:

28 As the government agency charged with the implementation of the Nevada recreational
marijuana program pursuant to NRS 453D.200, DOT accepted and graded applications for

1 licenses to operate recreational retail marijuana dispensaries across the state of Nevada from
2 approximately 463 applicants between September and December 2018 (the “September 2018
3 Application Period”). Because the DOT received more applications than there were licenses
4 available in the various jurisdictions, the award of licenses was subject to “an impartial and
5 numerically scored competitive bidding process to determine which application or applications
6 among those competing will be approved.” See NRS 453D.210(6). Pursuant to the process
7 developed and implemented by the DOT, on December 5, 2018, the DOT announced the results
8 and awarded approximately 64 conditional licenses to successful applicants.
9
10

11 After the DOT announced the license winners, several of the non-winning applicants,
12 including Appellants herein, brought multiple suits against the DOT asserting that the process the
13 DOT used to award licenses violated various provisions of NRS Chapter 453D, violated the
14 losing applicants constitutional rights under both the Federal and Nevada Constitutions, or was
15 otherwise arbitrary and capricious for a multitude of reasons. The various plaintiffs sought to
16 either set aside the application process in total or to obtain licenses under a number of different
17 legal theories.
18

19 Appellants herein filed their initial Complaint on or about January 4, 2019 naming the
20 DOT as the sole party defendant. Several winning applicants, believing that their interests were
21 subject to the outcome of the litigation, sought to and were granted the right to intervene on the
22 defendant DOT side. Following evidentiary hearings on Appellants’ Motion for Preliminary
23 Injunction and various pre-trial motion proceedings, Appellants ultimately filed their operative
24 Second Amended Complaint on or about November 26, 2019 naming the DOT and the
25 intervening successful applicants as party defendants.
26
27
28

1 On May 13, 2019, the District Court coordinated a number of the cases brought by non-
2 winning applicants in Department 11 of the Eighth Judicial District Court in order to determine
3 whether a preliminary injunction should issue against the DOT. After conducting a nearly four
4 month evidentiary hearing on the matter, the District Court granted the preliminary injunction
5 based on the failure of the DOT to conduct background checks of the applicants as required
6 under the ballot initiative. As part of its impartial and numerically scored competitive bidding
7 process, the DOT believed it was not required, pursuant to NAC 453D.255(1), to conduct
8 background checks on owners with less than a five percent beneficial ownership interest in an
9 applicant, the so-called “5% Rule.” The District Court found that the 5% rule set forth in NAC
10 453D.255(1) was an unreasonable limitation of NRS 453D.200(6) and the initiating Ballot
11 Initiative, and, therefore, preliminarily enjoined the DOT from conducting final inspections of
12 the license winners that the DOT determined had not listed owners with a less than 5% interest in
13 their applications.
14

15
16 Because of the complexity of the cases and the diversity of the type of claims advanced
17 by the various plaintiffs, the District Court adopted a Trial Protocol separating the trial into three
18 (3) phases. PHASE 1 encompassed all of plaintiffs’ claims for judicial review. Appellants
19 herein made such a claim in its Second Amended Complaint and participated fully in PHASE 1.¹
20 The District Court issued its “Findings of Fact and Conclusions of Law” for PHASE 1 on
21 September 9, 2020. Notice of Entry of Order was served electronically on September 22, 2020.
22

23
24 PHASE 2 encompassed claims regarding the “(l)egality of the 2018 recreational
25 marijuana application process (claims for Equal Protection, Due Process, Declaratory Relief,
26

27 ¹ Because of issues related to Covid-19 and to accommodate briefing schedules, the trial of PHASE 2
28 actually occurred first. Trial of PHASE 1 followed completion of the trial on PHASE 2.

1 Intentional Interference with Prospective Economic Advantage, Intentional Interference with
2 Contractual Relations and Permanent Injunction.” Again, Appellants made such claims and fully
3 participated in PHASE 2 of the trial. The District Court issued its “Findings of Fact and
4 Conclusions of Law” for PHASE 2 on September 3, 2020. Notice of Entry of Order was served
5 electronically on September 22, 2020.
6

7 PHASE 3 encompassed a more narrowly limited claim for “Writ of Mandamus (Improper
8 scoring of applications related to calculation errors on the 2018 recreational marijuana
9 application.” The Trial Protocol further referenced the mandamus claims of plaintiffs in the
10 consolidated cases other than Appellants (to wit: MM Development and LiveFree) “and any
11 other Plaintiffs with mandamus claims will present their affirmative claims **related to their writ**
12 **of mandamus claim based on their allegation of improper scoring of their applications due**
13 **to calculation errors.**” (emphasis added). While Appellants made claims for mandamus in their
14 Second Amended Complaint, they did not include claims based upon allegations of “improper
15 scoring of their applications due to calculation errors.” Rather, Appellants’ mandamus claim
16 generally related to the arbitrary process utilized by the DOT and more particularly with the
17 failure of the DOT to determine “completeness” of the applications submitted to the DOT by the
18 successful applicants. As to this mandamus claim, Appellants believe that the District Court
19 denied that claim in its September 3, 2020 Findings of Fact and Conclusions of Law relating to
20 PHASE 2 of the trial. At the very end of the September 3, 2020 the District Court states as
21 follows: “The Court declines to issue an extraordinary writ unless a violation of the permanent
22 injunction occurs.” See September 3, 2020 Findings of Fact and Conclusions of Law at pg. 29,
23 lines 20-21. Based upon the above and foregoing, Appellants do not believe they are a party to
24 PHASE 3 of the trial as their mandamus claim was denied in PHASE 2.
25
26
27
28

1 Following the completion of PHASE 2 of the trial, the District Court issued a permanent
2 injunction against the DOT enjoining it from conducting a final inspection of any of the
3 conditional licenses issued in the September 2018 Application Period for any applicant who did
4 not provide the identification of each prospective owner, officer or board member as required by
5 NRS 453D.200(6). Appellants herein assert that the scope of the permanent injunction should
6 have been far broader to prevent final inspection and final issuance of licenses for any successful
7 applicant and that a “redo” of the licensing process should be ordered. At a minimum,
8 Appellants assert that the permanent injunction should have encompassed those successful
9 applicants who failed to submit a truthful and complete application to the DOT during the
10 September 2018 Application Period.
11
12

13 As to PHASE 1 of the trial, the District Court denied any relief to Appellants. At a
14 minimum, the District Court should have remanded the matter back to the DOT to further
15 develop an administrative record demonstrating that it considered the completeness of
16 applications submitted during the September 2018 Application Period before submitting the
17 applications to its supposedly impartial and numerically scored competitive bidding process.
18 The District Court further should have permitted Appellants to supplement the certified
19 administrative record with evidence that fully 70% of the applications were fatally incomplete
20 for failure to include required information and/or contained disclosures that were false and
21 fraudulent statutorily mandating the denial of such applications.
22
23

24 Appellants herein filed their Notice of Appeal on October 23, 2020 to preserve their right
25 to appeal in the event their 30 days to file appeal started running on or about September 22, 2020
26 with service of a Notices of Entry of Order of the Findings of Fact and Conclusions of Law for
27 PHASE 1 and PHASE 2. However, on September 10, 2020, Appellants filed a Motion to Amend
28

1 the September 3, 2020 Findings of Fact, Conclusions of Law and Permanent Injunction relating
2 to PHASE 2. By Minute Order dated October 15, 2020, the District Court denied the Motion to
3 Amend but clarified the Findings of Fact and Conclusions of Law. The District Court requested
4 the DOT to prepare a written Order encompassing the contents of the Minute Order. Such a
5 written Order has not yet been filed and no Notice of Entry of such Order has been served.
6

7 12. Indicate whether the case has previously been the subject of an appeal to or original
8 writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number
9 of the prior proceeding:
10

11 Yes.
12
13
14

15 GREENMART OF NEVADA NLV LLC, A
16 NEVADA LIMITED LIABILITY
17 COMPANY; NEVADA ORGANIC
18 REMEDIES, LLC,

19 *Appellants,*

20 vs.

21 ETW MANAGEMENT GROUP LLC, A
22 NEVADA LIMITED LIABILITY
23 COMPANY; GLOBAL HARMONY LLC, A
24 NEVADA LIMITED LIABILITY
25 COMPANY; GREEN LEAF FARMS
26 HOLDINGS LLC, A NEVADA LIMITED
27 LIABILITY COMPANY; HERBAL CHOICE
28 INC., A NEVADA LIMITED LIABILITY
COMPANY; JUST QUALITY, LLC, A
NEVADA LIMITED LIABILITY
COMPANY; LIBRA WELLNESS CENTER,
LLC, A NEVADA LIMITED LIABILITY
COMPANY; MOTHER HERB, INC., A
NEVADA LIMITED LIABILITY
COMPANY; GBS NEVADA PARTNERS,
LLC, A NEVADA LIMITED LIABILITY
COMPANY; NEVCANN LLC, A NEVADA

SUPREME COURT CASE NO. 79669

CASE NO.: A-19-787004-B
DEPT NO.: XI

LIMITED LIABILITY COMPANY; RED EARTH LLC, A NEVADA LIMITED LIABILITY COMPANY; THC NEVADA LLC, A NEVADA LIMITED LIABILITY COMPANY; ZION GARDENS LLC, A NEVADA LIMITED LIABILITY COMPANY; and STATE OF NEVADA, DEPARTMENT OF TAXATION,²

Respondents.

ETW MANAGEMENT GROUP LLC, a Nevada limited liability company; GLOBAL HARMONY LLC, a Nevada limited liability company; GREEN LEAF FARMS HOLDINGS LLC, a Nevada limited liability company; GREEN THERAPEUTICS LLC, a Nevada limited liability company; HERBAL CHOICE INC., a Nevada corporation; JUST QUALITY, LLC, a Nevada limited liability company; LIBRA WELLNESS CENTER, LLC, a Nevada limited liability company; ROMBOUGH REAL ESTATE INC. dba MOTHER HERB, a Nevada corporation; NEVCANN LLC, a Nevada limited liability company; RED EARTH LLC, a Nevada limited liability company; THC NEVADA LLC, a Nevada limited liability company; ZION GARDENS LLC, a Nevada limited liability company; and MMOF VEGAS RETAIL, INC., a Nevada corporation,

Respondent/Cross-Appellants,

² Appellants' caption failed to include GREEN THERAPEUTICS LLC, ROMBOUGH REAL ESTATE INC. dba MOTHER HERB, and MMOF VEGAS RETAIL, INC. and incorrectly named MOTHER HERB, INC. and GBS NEVADA PARTNERS.

1 v.

2 STATE OF NEVADA, DEPARTMENT
3 OF TAXATION, a Nevada
4 administrative agency.

5 *Respondent.*

6
7 13. Indicate whether this appeal involves child custody or visitation:

8 No.

9 14. If this is a civil case, indicate whether this appeal involves the possibility of
10 settlement:

11 Yes there is a possibility of a settlement.

12 Dated this 23rd day of October, 2020.

13
14 **CLARK HILL, PLLC**

15
16 By /s/ Mark S. Dzarnoski, Esq.
17 Dominic P. Gentile, Esq. (NSBN 1923)
18 Ross Miller, Esq. (NSBN 8190)
19 John A. Hunt, Esq. (NSBN 1888)
20 Mark S. Dzarnoski, Esq. (NSBN 3398)
21 3800 Howard Hughes Pkwy., #500
22 Las Vegas, Nevada 89169
23 Attorneys for Plaintiffs

24
25 **CERTIFICATE OF SERVICE**

26 I hereby certify that on the 23rd day of October, 2020, I served a true and correct copy of
27 the foregoing via the Court's electronic filing system only, pursuant to the Nevada Electronic
28 Filing and Conversion Rules, Administrative Order 14-2, to all parties currently on the electronic
service list.

/s/ Tanya Bain
An Employee of Clark Hill

CASE SUMMARY**CASE NO. A-19-787004-B****In Re: D.O.T. Litigation**§
§
§
§
§
§
§

Location: **Department 11**
 Judicial Officer: **Gonzalez, Elizabeth**
 Filed on: **01/04/2019**
 Case Number History:
 Cross-Reference Case Number: **A787004**
 Supreme Court No.: **79669**
80230

CASE INFORMATION**Related Cases**

A-18-785818-W (Consolidated)
 A-18-786357-W (Consolidated)
 A-19-786962-B (Consolidated)
 A-19-787035-C (Consolidated)
 A-19-787540-W (Consolidated)
 A-19-787726-C (Consolidated)
 A-19-801416-B (Consolidated)

Case Type: **Other Business Court Matters**

Case
Status: **01/04/2019 Open**

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number A-19-787004-B
 Court Department 11
 Date Assigned 11/15/2019
 Judicial Officer Gonzalez, Elizabeth

PARTY INFORMATION

		<i>Lead Attorneys</i>
Plaintiff	ETW Management Group LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	Global Harmony LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	Green Leaf Farms Holdings LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Green Therapeutics LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Herbal Choice Inc.	Chattah, Sigal <i>Retained</i> 702-360-6200(W)
	Just Quality, LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	Libra Wellness Center, LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	MMOF Vegas Retail, Inc.	Bult, Adam K. <i>Retained</i> 7028623300(W)

CASE SUMMARY

CASE NO. A-19-787004-B

NEVCANN LLC

Donath, Nicolas R.
Retained
702-460-0718(W)

Red Earth LLC

Donath, Nicolas R.
Retained
702-460-0718(W)

Rombough Real Estate Inc

Bult, Adam K.
Retained
7028623300(W)

THC Nevada LLC

Sugden, Amy L.
Retained
702-307-1500(W)

Zion Gardens LLC

Bult, Adam K.
Retained
7028623300(W)

Defendant

Cannabis Compliance Board

Cheyenne Medical LLC

Gutierrez, Joseph A.
Retained
702-629-7900(W)

Cheyenne Medical LLC

Removed: 01/29/2020
Data Entry Error

Circle S Farms LLC

Removed: 11/26/2019
Data Entry Error

Circle S Farms LLC

Braster, Jennifer L.
Retained
702-420-7000(W)

Clear River LLC

Removed: 11/26/2019
Data Entry Error

Clear River LLC

Higgins, Brigid M.
Retained
702-869-8801(W)

Commerce Park Medical LLC

Gutierrez, Joseph A.
Retained
702-629-7900(W)

Commerce Park Medical LLC

Removed: 01/29/2020
Data Entry Error

Deep Roots Medical LLC

Removed: 11/26/2019
Data Entry Error

Deep Roots Medical, LLC

Williamson, Richard D.
Retained
7753256656(W)

Essence Henderson LLC

Pisanelli, James J
Retained
702-214-2100(W)

Essence Henderson LLC

Removed: 01/29/2020
Data Entry Error

CASE SUMMARY

CASE NO. A-19-787004-B

Essence Tropicana LLC

Pisanelli, James J
Retained
702-214-2100(W)

Essence Tropicana LLC

Removed: 01/29/2020
Data Entry Error

Eureka Newgen Farms LLC

Removed: 11/26/2019
Data Entry Error

Eureka NewGen Farms LLC

Green Therapeutics LLC

Removed: 11/26/2019
Data Entry Error

Green Therapeutics LLC

Greenmart of Nevada NLV LLC

McLetchie, Margaret A.
Retained
702-728-5300(W)

Greenmart of Nevada NLV LLC

Removed: 11/26/2019
Data Entry Error

McLetchie, Margaret A.
Retained
702-728-5300(W)

Helping Hands Wellness Center Inc

Removed: 11/26/2019
Data Entry Error

Helping Hands Wellness Center Inc

Kahn, Jared B
Retained
702-468-0808(W)

Lone Mountain Partners LLC

Hone, Eric D.
Retained
702-608-3720(W)

Lone Mountain Partners, LLC

Removed: 11/26/2019
Data Entry Error

Hone, Eric D.
Retained
702-608-3720(W)

Nevada Dept of Taxation

Shevorski, Steven G.
Retained
702-634-5000(W)

Nevada Organic Remedies LLC

Removed: 11/26/2019
Data Entry Error

Koch, David
Retained
702-318-5041(W)

Nevada Organic Remedies LLC

Koch, David
Retained
702-318-5041(W)

Polaris Wellness Center LLC

Removed: 11/26/2019
Data Entry Error

Polaris Wellness Center LLC

Pupo, Jorge

Welch, Diane L., ESQ
Retained
702-385-2500(W)

Pure Tonic Concentrates LLC

Removed: 11/26/2019
Data Entry Error

CASE SUMMARY

CASE NO. A-19-787004-B

Pure Tonic Concentrates LLC
Removed: 05/22/2020
Dismissed

Hsu, Rick R.
Retained
7028272000(W)

Pure Tonic Concentrates LLC

Hsu, Rick R.
Retained
7028272000(W)

TRNVP098

Removed: 11/26/2019
Data Entry Error

TRNVP098

Iglody, Lee I.
Retained
702-800-5482(W)

Wellness Connection of Nevada LLC

Removed: 11/26/2019
Data Entry Error

Rose, L. Christopher
Retained
702-257-1483(W)

Wellness Connection of Nevada LLC

Rose, L. Christopher
Retained
702-257-1483(W)

**Consolidated Case
Party**

Natural Medicine LLC

Nevada Wellness Center, LLC

Parker, Theodore
Retained
7028388600(W)

Rural Remedies LLC

Gamble, Clarence E., ESQ
Retained
303-733-6353(W)

Waveseer of Nevada LLC

Barr, Jeffrey F.
Retained
702-678-5070(W)

Counter Claimant

Cheyenne Medical LLC

Gutierrez, Joseph A.
Retained
702-629-7900(W)

Commerce Park Medical LLC

Gutierrez, Joseph A.
Retained
702-629-7900(W)

CPCM Holdings LLC

Gutierrez, Joseph A.
Retained
702-629-7900(W)

Essence Henderson LLC

Pisanelli, James J
Retained
702-214-2100(W)

Essence Tropicana LLC

Pisanelli, James J
Retained
702-214-2100(W)

Integral Associates LLC

Bice, Todd L
Retained
702-214-2100(W)

**Counter
Defendant**

ETW Management Group LLC

Bult, Adam K.
Retained
7028623300(W)

Global Harmony LLC

Bult, Adam K.
Retained

CASE SUMMARY

CASE NO. A-19-787004-B

		7028623300(W)
	Green Leaf Farms Holdings LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Green Therapeutics LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Herbal Choice Inc.	Chattah, Sigal <i>Retained</i> 702-360-6200(W)
	Just Quality, LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	Libra Wellness Center, LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
	MMOF Vegas Retail, Inc.	Bult, Adam K. <i>Retained</i> 7028623300(W)
	NEVCANN LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Red Earth LLC	Donath, Nicolas R. <i>Retained</i> 702-460-0718(W)
	Rombough Real Estate Inc	Bult, Adam K. <i>Retained</i> 7028623300(W)
	THC Nevada LLC	Sugden, Amy L. <i>Retained</i> 702-307-1500(W)
	Zion Gardens LLC	Bult, Adam K. <i>Retained</i> 7028623300(W)
Intervenor	Cheyenne Medical LLC	Gutierrez, Joseph A. <i>Retained</i> 702-629-7900(W)
Defendant	Commerce Park Medical LLC	Gutierrez, Joseph A. <i>Retained</i> 702-629-7900(W)
	CPCM Holdings LLC	Gutierrez, Joseph A. <i>Retained</i> 702-629-7900(W)
	Essence Henderson LLC	Pisanelli, James J <i>Retained</i> 702-214-2100(W)
	Essence Tropicana LLC	Pisanelli, James J <i>Retained</i> 702-214-2100(W)
	GreenMart of Nevada NLV LLC	McLetchie, Margaret A. <i>Retained</i> 702-728-5300(W)

CASE SUMMARY**CASE NO. A-19-787004-B****Integral Associates LLC****Bice, Todd L***Retained*

702-214-2100(W)

Lone Mountain Partners, LLC**Hone, Eric D.***Retained*








702-608-3720(W)

Nevada Organic Remedies LLC**Koch, David***Retained*

702-318-5041(W)

Other**Qualcan LLC****Christiansen, Peter S***Retained*

702-240-7979(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<u>EVENTS</u>	
01/04/2019	 Complaint (Business Court) Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC <i>Complaint</i>	
01/04/2019	 Initial Appearance Fee Disclosure Filed By: Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC <i>Initial Appearance Fee Disclosure</i>	
01/25/2019	 Motion to Intervene Party: Intervenor Defendant Nevada Organic Remedies LLC <i>Motion to Intervene</i>	
02/08/2019	 Initial Appearance Fee Disclosure <i>Initial Appearance Fee Disclosure</i>	
02/08/2019	 Amended Complaint Filed By: Counter Defendant Green Therapeutics LLC <i>Amended Complaint</i>	
02/11/2019	 Summons Electronically Issued - Service Pending Party: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC <i>Summons</i>	
02/14/2019	 Affidavit of Service Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra	

CASE SUMMARY

CASE NO. A-19-787004-B

Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Summons

02/14/2019



Affidavit of Service

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Summons

02/21/2019



Errata

Filed By: Counter Defendant ETW Management Group LLC
Errata to First Amended Complaint

02/25/2019



Certificate of Service

Filed by: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Certificate of Service

03/08/2019



Stipulation and Order

Filed by: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Stipulation and Order Vacating Order Granting Motion to Intervene and Setting Briefing Schedule

03/08/2019



Notice of Entry of Stipulation and Order

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Notice of Entry of Stipulation and Order Granting Motion to Intervene and Setting Briefing Schedule

03/15/2019



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Opposition to Nevada Organic Remedies, LLC's Motion to Intervene

03/19/2019



Order

03/20/2019



Motion to Intervene

CASE SUMMARY

CASE NO. A-19-787004-B

Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC
Motion to Intervene as Defendants

03/28/2019



Motion to Intervene

Party: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Motion to Intervene (Hearing Requested)

03/28/2019



Clerk's Notice of Hearing

Notice of Hearing

03/29/2019



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Motion to Intervene as Defendants

04/01/2019



Reply in Support

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Reply in Support of Nevada Organic Remedies, LLC's Motion to Intervene

04/08/2019



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Lone Mountain Partners, LLC's Motion to Intervene

04/08/2019



Reply in Support

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC
Defendants in Intervention's Reply in Support of Motion to Intervene as Defendants

04/10/2019



Reply in Support

Lone Mountain Partners, LLC's Reply in Support of Motion to Intervene

04/12/2019



Order Scheduling Status Check

Order Scheduling Hearing Re:Coordination

04/17/2019



Answer to Amended Complaint

Filed By: Defendant Nevada Dept of Taxation
Answer to Amended Complaint

04/17/2019



Order Granting

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Order Granting Lone Mountain Partners, LLC's Motion to Intervene

04/17/2019



Order Granting

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Order Granting Lone Mountain Partners, LLC's Motion to Intervene

04/22/2019














Order

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC
Order Granting Motion to Intervene

04/22/2019

CASE SUMMARY

CASE NO. A-19-787004-B

	 Notice of Entry of Order Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC <i>Notice of Entry of Order Granting Motion to Intervene</i>
04/23/2019	 Notice of Entry of Order Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Notice of Entry of Order Granting Lone Mountain Partners, LLC's Motion to Intervene</i>
04/26/2019	 Order Granting Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Order Granting Nevada Organic Remedies, LLC's Motion to Intervene</i>
04/26/2019	 Notice of Entry of Order Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Notice of Entry of Order</i>
05/06/2019	 Joinder Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC <i>Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus</i>
05/07/2019	 Motion to Intervene Party: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Motion to Intervene - Hearing Requested</i>
05/07/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/07/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/09/2019	 Motion to Consolidate Filed By: Defendant Nevada Dept of Taxation <i>Motion to Consolidate</i>
05/10/2019	 Joinder To Motion Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC s Joinder to the State of Nevada, Department of Taxation s Motion to Consolidate, or, in the Alternative Request to Coordinate Cases in a Single Department to Be Assigned by the Chief Judge Pursuant to EDCR 2.50(c)</i>
05/10/2019	 Opposition to Motion <i>Opposition to Motion to Consolidate</i>
05/10/2019	 Joinder Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant

CASE SUMMARY

CASE NO. A-19-787004-B

NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Joinder to Application for Temporary Restraining Order on OST

05/13/2019



Motion for Discovery

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Motion for Order Compelling Production of Preserved Electronically Stored Information on Order Shortening Time

05/14/2019



Opposition

Filed By: Defendant Nevada Dept of Taxation
Opposition to Motion for Order Compelling Production of Preserved Electronically Stored Information on an Order Shortening Time

05/17/2019



Notice

Filed By: Defendant Nevada Dept of Taxation
Notice of Compliance

05/17/2019



Joinder

Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC
Plaintiffs Joinder to Motion for Order Compelling Production of Preserved Electronically Stored Information Filed in Etw Management Group, Llc, et Al., V. State of Nevada Department of Taxation (Case No. A-19-787004-b) And Plaintiffs Joinder to Plaintiffs Supplement to Joinder to Motion for Order Compelling Production of Preserved Electronically Stored Information Filed in Etw Management Group, Llc, et Al., V. State of Nevada Department of Taxation (Case No. A-19-787004-b)

05/17/2019



Stipulation and Order

Filed by: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Stipulation and Order to File Second Amended Complaint

05/17/2019



Notice of Entry of Stipulation and Order

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Notice of Entry of Stipulation and Order to File Second Amended Complaint

05/21/2019



Second Amended Complaint

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC
Second Amended Complaint












CASE SUMMARY

CASE NO. A-19-787004-B

05/21/2019	 Disclosure Statement Party: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC <i>Plaintiffs' Pre-Hearing Disclosure Statement and Notice of Compliance</i>
05/22/2019	 Initial Appearance Fee Disclosure Filed By: Counter Defendant MMOF Vegas Retail, Inc. <i>Initial Appearance Fee Disclosure</i>
05/22/2019	 Order Granting Motion <i>Order Granting Motion for Order Compelling Production of Preserved Electronically Stored Information Filed in ETW Management Group, LLC, et al., v. State of Nevada Department of Taxation(case No. A-19-787004-B)</i>
05/22/2019	 Reply in Support Filed By: Counter Defendant ETW Management Group LLC <i>Plaintiffs' Reply in Support of Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus</i>
05/23/2019	 Notice of Entry of Order <i>Notice of Entry of Order Granting Motion for Order Compelling Production of Preserved Electronically Stored Information Filed in ETW Management Group, LLC, et al., v. State of Nevada Department of Taxation (Case No. A-19-787004-B)</i>
05/23/2019	 Disclosure Statement Party: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC; Counter Defendant MMOF Vegas Retail, Inc. <i>Pre-Hearing Disclosure Statement of Witnesses and Exhibits and Notice of Compliance</i>
05/23/2019	 Disclosure Statement Party: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant MMOF Vegas Retail, Inc. <i>First Supplemental Pre-Hearing Disclosure Statement of Witnesses and Exhibits and Notice of Compliance</i>
05/24/2019	 Motion to Compel Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC; Counter Defendant MMOF Vegas Retail, Inc. <i>Plaintiffs' Motion to Compel on Order Shortening Time</i>
05/24/2019	 Motion to Seal/Redact Records

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Counter Defendant Zion Gardens LLC <i>Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time</i></p>
05/28/2019	<p> Opposition to Motion to Compel Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Opposition to Plaintiffs' Motion to Compel</i></p>
05/28/2019	<p> Opposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION TO COMPEL ON ORDER SHORTENING TIME</p>
05/28/2019	<p> Opposition to Motion Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Opposition to Motion to Compel</i></p>
05/28/2019	<p> Clerk's Notice of Hearing <i>Notice of Hearing</i></p>
05/28/2019	<p> Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC <i>Joinder to Defendant-Intervenor, GreenMart of Nevada NLV LLC's Opposition to Motion to Compel</i></p>
05/28/2019	<p> Filed Under Seal Filed By: Counter Defendant MMOF Vegas Retail, Inc. <i>Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time Filed Under Seal (Sealed Per Filed Motion filed on 05/24/2019)</i></p>
05/28/2019	<p> Supplement Filed by: Counter Defendant ETW Management Group LLC <i>Second Supplemental Pre-Hearing Disclosure Statement of Witnesses and Exhibits and Notice of Compliance</i></p>
05/29/2019	<p> Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i></p>
05/31/2019	<p> Disclosure Statement Party: Counter Defendant ETW Management Group LLC <i>Third Supplemental Pre-Hearing Disclosure of Witnesses and Exhibitis and Notice of Compliance</i></p>
06/04/2019	<p> Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>Answer to Second Amended Complaint</i></p>
06/07/2019	<p> Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to Plaintiffs' Second Amended Complaint</i></p>
06/07/2019	<p> Initial Appearance Fee Disclosure Filed By: Intervenor Defendant Lone Mountain Partners, LLC</p>

CASE SUMMARY

CASE NO. A-19-787004-B

Lone Mountain Partners, LLC's Initial Appearance Fee Disclosure

06/12/2019	 Joinder to Opposition to Motion Filed by: Counter Defendant ETW Management Group LLC <i>Joinder to Opposition to Intervening Defendants' Motion to Dissolve Temporary Restraining Order on an Order Shortening Time</i>
06/14/2019	 Initial Appearance Fee Disclosure Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
06/14/2019	 Answer and Counterclaim <i>Defendants' Answer to Plaintiff's Second Amended Complaint and Counterclaim</i>
06/21/2019	 Order Filed By: Counter Defendant ETW Management Group LLC <i>Order Granting in Part Plaintiffs' Motion to Compel on Order Shortening Time</i>
06/21/2019	 Notice of Entry of Order Filed By: Counter Defendant ETW Management Group LLC <i>Notice of Entry of Order Granting in Part Plaintiffs' Motion to Compel on Order Shortening Time</i>
06/24/2019	 Order Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Order Granting Defendant GreenMart of Nevada NLV LLC's Motion to Intervene</i>
06/24/2019	 Notice of Entry of Order Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Notice of Entry of Order</i>
06/24/2019	 Initial Appearance Fee Disclosure Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Initial Appearance Fee Disclosure (NRS Chapter 19)</i>
06/24/2019	 Answer (Business Court) Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Intervenor Defendant GreenMart of Nevada NLV LLC's Answer to Plaintiffs' Second Amended Complaint</i>
07/08/2019	 Joinder to Opposition to Motion Filed by: Counter Defendant ETW Management Group LLC <i>Joinder to Plaintiffs' Opposition to Clear River, LLC's Motion for Summary Judgment</i>
07/08/2019	 Joinder to Opposition to Motion Filed by: Counter Defendant ETW Management Group LLC <i>Joinder to Plaintiffs' Opposition to Defendant/Intervenor Helping Hands Wellness Center, Inc.'s Motion for Summary Judgment (Claims 1-3)</i>
07/11/2019	 Order Filed By: Defendant Nevada Dept of Taxation <i>Order Granting in Part and Denying in Part Motion to Consolidate</i>
07/11/2019	 Notice of Entry of Order

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Defendant Nevada Dept of Taxation
Notice of Entry of Order

07/11/2019



Certificate of Service

Filed by: Defendant Nevada Dept of Taxation
Certificate of Service

07/11/2019



Answer to Counterclaim

Filed By: Counter Defendant ETW Management Group LLC
Plaintiffs' Answer to Defendants-in-Intervention's Counterclaim

07/31/2019



Notice of Appearance

Party: Counter Claimant Integral Associates LLC
Notice of Appearance

08/27/2019



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center's Motion Regarding Compliance with Physical Address Requirements of NRS453D.210(5)(B), NAC 435D.265(1)(B), and NAC 453D.268(2)(E) on Order Shortening Time

08/27/2019



Joinder

Filed By: Counter Defendant ETW Management Group LLC
Joinder to MM Development Company, Inc.'s and Livfree Wellness LLC's Objection to State's Response Regarding Compliance with NRS 453D.200(6)

09/06/2019



Statement

Filed by: Counter Defendant Zion Gardens LLC
Joint Expedited Discovery Statement

09/06/2019



Notice of Appearance

Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Notice Of Appearance

09/06/2019



Objection

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Objection To Joint Expedited Discovery Statement

09/09/2019



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Defendant-Intervenor GreenMart of Nevada NLV LLC's Joinder to Defendant in Intervention The Essence Entities' Objection to Joint Expedited Discovery Statement

09/11/2019



Motion to Compel

Filed By: Counter Defendant ETW Management Group LLC
Motion to Compel on Order Shortening Time

09/13/2019



Motion to Extend

Party: Counter Defendant ETW Management Group LLC
Plaintiffs' Joint Motion to Extend Time to Post Bond on Order Shortening Time

09/13/2019



Notice of Posting Bond

Filed By: Consolidated Case Party MM Development Company, Inc.

CASE SUMMARY

CASE NO. A-19-787004-B

Notice of Posting Bond

09/19/2019



Order

Business Court Scheduling Order and Order Setting Civil Bench Trial and Calendar Call

09/19/2019



Notice of Appeal

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Notice of Appeal

09/19/2019



Case Appeal Statement

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies' Case Appeal Statement

09/19/2019



Amended Notice of Entry of Order

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Amended Notice of Entry of Order

09/19/2019



Notice of Appeal

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Defendant-Intervenor GreenMart of Nevada NLV LLC's Notice of Appeal

09/19/2019



Case Appeal Statement

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Defendant-Intervenor GreenMart of Nevada NLV LLC's Case Appeal Statement

10/03/2019



Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
LONE MOUNTAIN PARTNERS, LLC S MOTION TO DISSOLVE PRELIMINARY INJUNCTION FOR FAILURE TO POST BOND ON ORDER SHORTENING TIME

10/03/2019



Notice of Appeal

Filed By: Counter Defendant ETW Management Group LLC
Notice of Cross-Appeal

10/03/2019



Case Appeal Statement

Filed By: Counter Defendant ETW Management Group LLC
Case Cross-Appeal Statement

10/04/2019



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Plaintiff's Joint Opposition to Nevada Organic Remedies, LLC's Motion to Dissolve Preliminary Injunction and to Stay Preliminary Injunction Pending Appeal and Plaintiff's Joint Opposition to Lone Mountain Partners, LLC's Motion to Dissolve Preliminary Injunction for Failure to Post Bond on Order Shortening Time

10/07/2019



Joinder

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center, LLC's Motion to Amend Findings of Fact and Conclusions of Law

10/07/2019



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to MM Development Company's and Livfree Wellness, LLC's Motion to Alter or Amend Findings of Fact and Conclusions of Law

CASE SUMMARY

CASE NO. A-19-787004-B

10/11/2019	 Motion to Consolidate Filed By: Counter Defendant ETW Management Group LLC <i>Joint Motion to Consolidate on Order Shortening Time and Joint Partial Opposition to Defendants in Intervention, CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to Consolidate</i>
10/14/2019	 Joinder To Motion Filed By: Counter Defendant ETW Management Group LLC <i>Joinder to Serenity Plaintiffs' Motion to Extend Initial Expert Initial Expert Witness Deadline on Order Shortening Time (First Request)</i>
10/15/2019	 Notice Filed By: Counter Defendant ETW Management Group LLC <i>Notice of Filing Security for Payment of Costs on Appeal</i>
10/21/2019	 Motion to Consolidate Filed By: Counter Defendant ETW Management Group LLC <i>Joint Motion to Consolidate on an Order Shortening Time and Joint Partial Opposition to Defendants in Intervention, CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to Consolidate</i>
10/21/2019	 Opposition to Motion Filed By: Counter Defendant ETW Management Group LLC <i>Interested Parties' Opposition to Joint Motion to Consolidate</i>
10/23/2019	 Notice of Withdrawal of Attorney Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Notice of Withdrawal of Attorney</i>
10/24/2019	 Opposition Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC <i>Compassionate Team of Las Vegas, LLC's Opposition to Joint Motion to Consolidate on an Order Shortening Time and Defendants in Intervention, CPCM Holdings, LLC dba Thrive Cannabis Marketplace, Commerce Park, LLC, and Cheyenne Medical, LLC s Motion to Consolidate</i>
10/24/2019	 Opposition to Motion Filed By: Other Qualcan LLC <i>Interested Party Qualcan LLC's Opposition to Joint Motion to Consolidate</i>
10/28/2019	 Opposition to Motion Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Opposition to Plaintiffs' Joint Motion to Consolidate on Order Shortening Time and Response to Joint Partial Opposition to Defendants in Intervention CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to Consolidate</i>
10/28/2019	 Reply in Support Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC; Counter Defendant MMOF Vegas Retail, Inc.

CASE SUMMARY

CASE NO. A-19-787004-B

Joint Reply in Support of Motion to Consolidate and Partial Opposition to Defendants in Intervention, CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC, Motion to Consolidate

10/28/2019



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Joinder to The Essence Entities' Opposition to Plaintiffs' Motion to Consolidate on Order Shortening Time

10/28/2019



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to The Essence Entities' Opposition to Plaintiffs' Joint Motion to Consolidate on Order Shortening Time and Response to Joint Partial Opposition to Defendants in Intervention CPCM Holdings, LLC d.b.a Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to Consolidate

11/01/2019



Notice of Department Reassignment

Notice of Department Reassignment

11/04/2019



Motion to Strike

Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time

11/04/2019



Reporters Transcript

Reporter's Transcript of Joint Motion to Consolidate (Civil) - 10-29-2019

11/05/2019



Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Motion for Hearing on Objection to Discovery Commissioner's Report and Recommendations

11/07/2019



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party MM Development Company, Inc.
MM Development Company, Inc.'s Opposition to Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Special Motion to Dismiss Pursuant to NRS 41.660

11/08/2019



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Joinder To Joint Emergency Motion To Strike Peremptory Challenge On Order Shortening Time

11/08/2019



Stipulation and Order

Filed by: Intervenor Defendant Nevada Organic Remedies LLC
Joint Stipulation and Order to Continue Hearing Date on Certain Motions

11/08/2019



Notice of Entry of Stipulation and Order

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Notice of Entry of Order

11/08/2019



Opposition

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time

11/08/2019



Supplement

Supplement in Support of Joint Emergency Motion to Strike Peremptory Challenge on Order

CASE SUMMARY

CASE NO. A-19-787004-B

Shortening Time

11/08/2019	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Lone Mountain Partners, LLC <i>LONE MOUNTAIN PARTNERS, LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO MOTION FOR WRIT OF MANDAMUS, TEMPORARY RESTRAINING ORDER, AND PRELIMINARY INJUNCTION</i>
11/08/2019	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Lone Mountain Partners, LLC <i>LONE MOUNTAIN PARTNERS, LLC S JOINDER TO NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO QUALCAN S MOTION AND JOINDER IN THE STATE OF NEVADA S OPPOSITION TO PLAINTIFF S MOTION FOR WRIT OF MANDAMUS, TEMPORARY RESTRAINING ORDER, AND PRELIMINARY INJUNCTION</i>
11/12/2019	 Motion to Dismiss Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Motion to Dismiss Plaintiffs' First Amended Complaint and Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition</i>
11/12/2019	 Request Filed by: Intervenor Defendant Lone Mountain Partners, LLC <i>Request For Hearing Re: Lone Mountain Partners, LLC s Motion To Dismiss Plaintiffs First Amended Complaint And Petition For Judicial Review And/Or Writs Of Certiorari, Mandamus, And Prohibition</i>
11/12/2019	 Joinder To Motion Filed By: Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Motion And Joinder To Greenmart Nevada NLV LLC's Motion To Dismiss First Amended Complaint</i>
11/12/2019	 Answer to Amended Complaint Filed By: Counter Defendant ETW Management Group LLC <i>Defendants' Answer to First Amended Complaint</i>
11/12/2019	 Joinder To Motion Filed By: Defendant Nevada Dept of Taxation <i>Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Plaintiffs' First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
11/12/2019	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Joinder to Greenmart Nevada NLV LLC's Motion to Dismiss First Amended Complaint</i>
11/13/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
11/13/2019	 Joinder To Motion Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Motion Joinder to Various Motions to Dismiss D.H. Flamingo's First Amended Complaint</i>
11/13/2019	 Supplement to Opposition <i>MM Development Company, Inc.'s Supplement to Opposition to Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Special Motion to Dismiss Pursuant to NRS</i>

CASE SUMMARY

CASE NO. A-19-787004-B

41.660

11/14/2019



Joinder

Filed By: Defendant Nevada Dept of Taxation
Joinder to Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC's Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever

11/14/2019



Order Granting Motion

Order Granting Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time

11/15/2019



Notice of Entry of Order

Notice of Entry of Order Granting Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time

11/15/2019



Notice of Department Reassignment

Notice of Department Reassignment

11/15/2019



Joinder To Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC s Joinder To Greenmart Of Nevada NLV LLC s Motion To Dismiss First Amended Complaint

11/19/2019



Motion for Order

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever

11/19/2019



Order Denying Motion

Filed By: Counter Defendant ETW Management Group LLC
Order Denying (1) Nevada Organic Remedies, LLC's Motion to Dissolve Preliminary Injunction and to Stay Preliminary Injunction Pending Appeal and (2) Lone Mountain Partners, LLC's Motion to Dissolve Preliminary Injunction for Failure to Post Bond on Order Shortening Time

11/19/2019



Notice of Entry of Order

Filed By: Counter Defendant ETW Management Group LLC
Notice of Entry of Order

11/20/2019



Notice of Entry of Order

Filed By: Counter Defendant ETW Management Group LLC
Notice of Entry of Order

11/20/2019



Clerk's Notice of Hearing

Notice of Hearing

11/20/2019



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Joinder To Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC's Motion For Protective Order Regarding Scope Of Inquiry At Deposition Of Danette Kluever

11/20/2019



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Defendant GreenMart of Nevada NLV LLC's Joinder to Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever

11/21/2019	 Amended Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Amended Application for Writ of Mandamus to Compel State of Nevada, Department of Taxation to Move Nevada Organic Remedies, LLC into "TIER 2"</i>
11/22/2019	 Order Denying Motion <i>Order Denying MM Development Company, Inc.'s and Livfree Wellness, LLC's Motion to Alter or Amend Findings of Fact and Conclusion of Law</i>
11/22/2019	 Notice of Entry of Order <i>Notice of Entry of Order Denying MM Development Company, Inc.'s and Livfree Wellness, LLC's Motion to Alter or Amend Findings of Fact and Conclusions of Law</i>
11/22/2019	 Opposition to Motion <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Opposition to Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i>
11/22/2019	 Opposition Filed By: Consolidated Case Party D H Flamingo Inc <i>Opposition to Clear River LLC's Motion to Dismiss First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
11/22/2019	 Opposition Filed By: Consolidated Case Party D H Flamingo Inc <i>Opposition to GreenMart of Nevada NLV LLC's Motion to Dismiss First Amended Complaint</i>
11/22/2019	 Opposition Filed By: Consolidated Case Party D H Flamingo Inc <i>Opposition to Lone Mountain Partners, LLC's Motion to Dismiss Plaintiffs' First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
11/22/2019	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc <i>Certificate of Service</i>
11/25/2019	 Business Court Order <i>Business Court Order</i>
11/25/2019	 Joinder To Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>LONE MOUNTAIN PARTNERS, LLC S JOINDER TO NEVADA ORGANICS MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER</i>
11/25/2019	 Motion for Protective Order <i>Motion for Protective Order Regarding Rino Tenorio</i>
11/26/2019	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Serenity Wellness Center LLC <i>Joinder to MM Development Company, Inc.'s and Livfree Wellness, LLC's Opposition to</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever

11/26/2019



Order Granting Motion

Filed By: Consolidated Case Party Serenity Wellness Center LLC
Order Granting Motion for Leave to File Second Amended Complaint in Case No. A-786962

11/26/2019



Notice of Entry

Filed By: Consolidated Case Party Serenity Wellness Center LLC
Notice of Entry of Order Granting Motion for Leave to File Second Amended Complaint in Case No A-786962

11/26/2019



Second Amended Complaint

Filed By: Consolidated Case Party Serenity Wellness Center LLC
Second Amended Complaint

11/27/2019



Reply in Support

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC.,
Reply in Support of Plaintiffs/Petitioners/Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Special Motion to Dismiss MM Development Company, Inc.'s Counterclaim Pursuant to NRS 41.660 [Anti-SLAPP] and Request for Attorneys' Fees, Costs, and Damages Pursuant to NRS 41.670

11/27/2019



Certificate of Service

Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC.,
Certificate of Service

11/27/2019



Joinder

Filed By: Consolidated Case Party MM Development Company, Inc.
Joinder and Supplement to Motion for Protective Order Regarding Rino Tenorio

11/27/2019



Non Opposition

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Non-Opposition to Motion on Order Shortening Time for Protective Order Regarding Rino Tenorio

12/02/2019



Transcript of Proceedings

Transcript of Proceedings: Hearing on Plaintiffs' Motion to Extend Initial Expert Witness Deadline and For Leave to File Amended Complaint

12/03/2019



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions for Protective Order Re Tenorio and Kluever, Motion to Dismiss, Motion for Hearing on Objection to Discovery Commissioner's Report and Recommendations, and Mandatory Rule 16 Conference

12/03/2019



Order Granting Motion

Filed By: Consolidated Case Party MM Development Company, Inc.
Order Granting Motion for Protective Order Regarding Rino Tenorio

12/04/2019



Notice of Entry of Order

Notice of Entry of Order Granting Motion for Protective Order Regarding Rino Tenorio

12/04/2019



Opposition

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Defendant Nevada Dept of Taxation
Opposition to Nevada Organic Remedies, LLC's Petition for Writ of Mandamus

12/06/2019



Notice of Entry of Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Order Regarding Nevada Wellness Center, LLC s Motion to Amend Findings of Facts and Conclusions of Law Issued on August 23, 2019, Pursuant to NRCP 52

12/06/2019



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff, Nevada Wellness Center, LLC s Joinder to MM Development Company, Inc. s and Livefree Wellness, LLC s Opposition to Nevada Organic Remedies, LLC s Application for Writ of Mandamas

12/06/2019



Reply in Support

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Reply in Support of Amended Application for Writ of Mandamus to Compel State of Nevada, Department of Taxation to Move Nevada Organic Remedies, LLC Into "Tier 2" of Successful Conditional License Applicants

12/06/2019



Notice of Appeal

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Appeal

12/06/2019



Case Appeal Statement

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Appeal Statement

12/06/2019



Order

Filed By: Counter Defendant ETW Management Group LLC
Order Granting Joint Motion to Consolidate

12/09/2019



Notice of Entry of Order

Filed By: Counter Defendant ETW Management Group LLC
Notice of Entry of Order Granting Joint Motion to Consolidate

12/10/2019



Recorders Transcript of Hearing

Transcript of Proceedings Re: Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time - November 12, 2019

12/10/2019



Motion to Dismiss

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/10/2019



Reply in Support

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Reply in Support of Motion to Dismiss D.H. Flamingo Plaintiffs' First Amended Complaint

12/10/2019



Motion to Extend

Motion to Extend Time to Respond to the Serenity Plaintiffs' Second Amended Complaint and Motion to Set Briefing Schedule

12/10/2019



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Wellness Connection of Nevada, LLC's Motion and Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/10/2019



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/10/2019



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Defendant, Clear River, LLC's Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/10/2019



Joinder To Motion

Filed By: Counter Claimant Integral Associates LLC
The Essence Entities' Joinder to Lone Mountain Partners, LLC's Motion to Dismiss

12/10/2019



Joinder To Motion

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/11/2019



Transcript of Proceedings

Transcript of Proceedings: Hearing on Application of Nevada Organic Remedies for Writ of Mandamus to Compel State to Move it to Tier 2 of Successful Conditional License Applicants

12/11/2019



Joinder To Motion

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Defendant-Intervenor, Nevada Organic Remedies, LLC's Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

12/11/2019



Clerk's Notice of Hearing

Notice of Hearing

12/11/2019



Joinder To Motion

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Joinder to Motion to Extend Time to Respond to Second Amended Complaint and Motion to Set Briefing Schedule

12/11/2019



Clerk's Notice of Hearing

Notice of Hearing

12/11/2019



Reply in Support

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners LLC's Reply in Support of Mountain to Dismiss DH Flamingo Inc's First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

12/11/2019



Reply in Support

Filed By: Consolidated Case Party Clear River, LLC
Clear River LLC's Reply in Support of Clear River LLC's Motion to Dismiss Plaintiff's First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus and Prohibition

12/11/2019



Scheduling and Trial Order

CASE SUMMARY

CASE NO. A-19-787004-B

1st Amended Business Court Scheduling Order and Order Setting Civil Bench Trial and Calendar Call

12/12/2019



Notice

Filed By: Receiver Melech, Dotan Y

Notice of Appointment of Receiver in Eighth Judicial District Court Case No. A-17-755479-B

12/12/2019



Joinder

Filed By: Intervenor Defendant Lone Mountain Partners, LLC

LONE MOUNTAIN PARTNERS, LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S REPLY IN SUPPORT OF MOTION TO DISMISS D.H. FLAMINGO PLAINTIFFS FIRST AMENDED COMPLAINT

12/13/2019



Application

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

Application For Writ Of Mandamus To Compel State Of Nevada, Department Of Taxation To Move Helping Hands Wellness Center, Inc., Into Tier 2 Of Successful Conditional License Applicants

12/13/2019



Declaration

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

Declaration of Dr. Florence Jameson

12/13/2019



Declaration

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

Declaration of Alfred Terteryan

12/13/2019



Joinder To Motion

Filed By: Consolidated Case Party Serenity Wellness Center LLC

Serenity Plaintiffs' Joinder to Motion to Extend Time To Respond to the Serenity Plaintiffs' Second Amended Complaint and Motion to Set Briefing Schedule

12/13/2019



Clerk's Notice of Hearing

Notice of Hearing

12/16/2019



Motion for Protective Order

Filed By: Counter Defendant ETW Management Group LLC

Motion for Entry of Confidentiality Agreement and Protective Order on Order Shortening Time

12/16/2019



Stipulation and Order

Stipulation and Order to Extend Stay of Order Granting Plaintiffs' Motion to Preserve and/or Immediately Turn Over Relevant Electronically Stored Information from Department of Taxation's Employee's Cell Phone on Order Shortening Time and Granting Department of Taxation's Oral Motion for Stay of Preservation Order

12/16/2019



Notice of Entry of Stipulation and Order

Notice of Entry of Stipulation and Order to Extend Stay of Order Granting Plaintiffs' Motion to Preserve and/or Immediately Turn Over Relevant Electronically Stored Information from Department of Taxation's Employee's Cell Phone on Order Shortening Time and Granting Department of Taxation's Oral Motion for Stay of Preservation Order

12/16/2019













Answer

Filed By: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics, LLC's Answer to DH Flamingo Inc. et al.'s First Amended Complaint

CASE SUMMARY

CASE NO. A-19-787004-B

12/17/2019	 Joinder To Motion Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Joinder to Essence Entitie's Motion to Extend Time to Respond to the Serenity Plaintiffs' Second Amended Complaint and Motion to Set Briefing Schedule</i>
12/17/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
12/17/2019	 Notice to Vacate Deposition <i>Notice to Vacate the Videotaped Deposition of Rino M. Tenorio</i>
12/18/2019	 Motion for Protective Order Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Objections to the Subpoena Duces Tecum to the Custodian of Records of Connor & Connor, PLLC and Motion for Protective Order Regarding Scope of Discovery</i>
12/18/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
12/18/2019	 Motion for Protective Order Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Motion for Protective Order and Objections to Subpoenas Duces Tecum</i>
12/18/2019	 Joinder To Motion Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Joinder To Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC's Objections to the Subpoena Duces Tecum to the Custodian of Records of Connor & Connor, PLLC and Motion For Protective Order Regarding Scope Of Inquiry Discovery</i>
12/19/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
12/19/2019	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motion for Entry of Confidentiality Agreement and Protective Order</i>
12/19/2019	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motions to Dismiss D.H. Flamingo's First Amended Complaint</i>
12/20/2019	 Agreement Filed By: Counter Defendant ETW Management Group LLC <i>Confidentiality Agreement and Protective Order</i>
12/20/2019	 Notice of Entry of Order Filed By: Counter Defendant ETW Management Group LLC <i>Notice of Entry of Confidentiality Agreement and Protective Order</i>
12/20/2019	 Notice of Entry of Order Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Notice of Entry of Order</i>

CASE SUMMARY

CASE NO. A-19-787004-B

12/20/2019	 Opposition to Motion Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Plaintiffs' Opposition To Lone Mountain Partners, LLC's Motion To Dismiss Second Amended Complaint</i>
12/20/2019	 Exhibits <i>Exhibit "1"</i>
12/20/2019	 Opposition to Motion Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Exhibit "2"</i>
12/20/2019	 Exhibits Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Exhibit "3"</i>
12/23/2019	 Joinder To Motion Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Joinder to Essence Entities' Motion for Protective Order and Objections to Subpoenas Duces Tecum</i>
12/27/2019	 Opposition Filed By: Defendant Nevada Dept of Taxation <i>Opposition to Helping Hands Wellness Center, Inc.'s Application for Writ of Mandamus</i>
12/27/2019	 Opposition Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM Development Company Inc's and Livfree Wellness LLC's Opposition to Helping Hands Wellness Center Inc's Application for Writ of Mandamus</i>
12/27/2019	 Motion <i>Defendant Rural Remedies, LLC's Motion for Pre-Trial Conference and Order Shortening Time</i>
12/30/2019	 Disclosure of Documents and Witnesses Pursuant to NRCP 16.1 Filed By: Consolidated Case Party NCMM LLC <i>Defendant NVMM, LLC's Initial Disclosures</i>
12/30/2019	 Disclosure Statement <i>DEFENDANT NCMM, LLC S INITIAL DISCLOSURES</i>
12/30/2019	 Motion to Seal/Redact Records Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>DH Flamingo's Motion to Redact Portions of Its Opposition to Nevada Organic Remedies' Motion for Protective Order Regarding Scope of Discovery and Essence's Motion for Protective Order and to Seal Exhibits 4 and 5 to the Same</i>
12/30/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
12/30/2019	 Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

Qualcan, LLC s Joinder to MM Development Company, Inc. d/b/a/ Planet 13 and LivFree Wellness, LLC d/b/a The Dispensary s Opposition to Helping Hands Wellness Center, Inc. s Application for Writ of Mandamus

12/30/2019



Opposition to Motion For Protective Order

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC

Opposition to Nevada Organic Remedies' Motion for Protective Order Regarding Scope of Discovery and Essence's Motion for Protective Order

12/30/2019



Certificate of Service

Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC

Certificate of Service

12/30/2019



Request

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Request for Transcript Proceedings

12/31/2019



Transcript of Proceedings

Transcript of Proceedings: Status Check Re Rino Tenorio Documents

12/31/2019



Filed Under Seal

Opposition to Nevada Organic Remedies Motion for Protective Order Regarding Scope of Discovery and Essence's Motion for Protective Order Filed Under Seal (Per) DH Flamingo's Motion to Redact Portions of It's Oppositon to Nevada Organic Remedies Motion for Protective Order Regarding Scope of Discovery and Essence's Motion for Protective Order and to Seal Exhibits 4 and 5 to the Same Filed on 12/30/19.

12/31/2019



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Joinder to MM Development Company, Inc.'s and Livfree Wellness, LLC s Opposition to Helping Hands Wellness Center, Inc.'s Application for Writ of Mandamus

12/31/2019



Order Granting

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Order Granting Plaintiffs Leave to File Amended Complaints

12/31/2019



Order Denying

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Order Denying the Department of Taxation Objection to Discovery Commissioner s Report and Recommendations

01/02/2020



Notice

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of No Request for Transcript

01/02/2020



Motion to Withdraw As Counsel

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Bailey Kennedy's Motion to Withdraw as Counsel for Plaintiffs/Petitioners Clark Natural Medicinal Solutions LLC, Nye Natural Medical Solutions LLC, and Clark NMSD LLC on Order Shortening Time

01/02/2020



Certificate of Service

Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC
Certificate of Service

01/02/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Order Granting Plaintiffs Leave to File Amended Complaints

01/02/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Order Denying the Department of Taxation Objection to Discovery Commissioner s Report and Recommendations

01/02/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Nevada Organic Remedies, LLC s Objections to the Subpoena Duces Tecum to the Custodian of Record of Connor & Connor, PLLC and Motion for Protective Order Regarding Scope of Discovery

01/02/2020



Certificate of Service

Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC
Certificate of Service

01/03/2020



Order

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC
Order

01/03/2020



Joinder

Filed By: Consolidated Case Party Serenity Wellness Center LLC
Serenity Plaintiffs' Joinder to D.H. Plaintiffs' and Nevada Wellness Center, LLC's Oppositions to Nevada Organic Remedies, LLC's Motion for Protective Order Regarding Scope of Discovery and the Essence Entities' Motion for Protective Order

01/03/2020



Notice of Change of Address

Filed By: Counter Claimant CPCM Holdings LLC
Notice of Change of Address

01/03/2020



Notice of Entry of Order

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC
Notice of Entry of Order

01/03/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>
01/06/2020	 Clerk's Notice of Nonconforming Document <i>Clerk's Notice of Nonconforming Documents</i>
01/06/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Answer to D.H. Flamingo Plaintiffs' First Amended Complaint</i>
01/08/2020	 Motion to Compel Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Motion to Compel on an Order Shortening Time</i>
01/08/2020	 Order <i>Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i>
01/08/2020	 Notice of Entry of Order <i>Notice of Entry of Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i>
01/08/2020	 Reply in Support <i>LONE MOUNTAIN PARTNERS, LLC S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT</i>
01/09/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Green Life Productions LLC's Motion to Realign as Plaintiffs/Petitioners and Defendant Rural Remedies LLC's Motion for Pretrial Conference</i>
01/10/2020	 Request Filed by: Defendant Deep Roots Medical, LLC <i>Request for Prior Discovery</i>
01/10/2020	 Opposition to Motion to Compel Filed By: Defendant Nevada Dept of Taxation <i>Opposition to Nevada Wellness Center, LLC's Motion to Compel</i>
01/14/2020	 Order Denying Filed By: Defendant Nevada Dept of Taxation <i>Order Denying Nevada Organic Remedies, LLC's Amended Application for Writ of Mandamus to Compel State of Nevada, Department of Taxation to Move Nevada Organic Remedies, LLC into "Tier 2" of Successful Conditional License Applicants</i>
01/14/2020	 Notice of Entry of Order Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Order</i>
01/14/2020	 Answer to Amended Complaint Filed By: Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Answer to First Amended Complaint and Petition for Judicial Review and/or</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Writs of Certiorari, Mandamus, and Prohibition

01/15/2020	 Order Granting Motion Filed By: Counter Claimant CPCM Holdings LLC <i>Order Granting Motion to Realign</i>
01/16/2020	 Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC., <i>Order</i>
01/16/2020	 Notice of Entry of Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC., <i>Notice of Entry of Order</i>
01/16/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motions to Dismiss Serenity Entities' Second Amended Complaint and Motions for Extension of Time to Respond to Second Amended Complaint</i>
01/16/2020	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>
01/16/2020	 Answer to Amended Complaint Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Answer to DH Flamingo's First Amended Complaint</i>
01/17/2020	 Motion for Order Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor Nevada Organic Remedies, LLC's Motion on Oder Shortening Time for Order Setting Settlement Conference</i>
01/17/2020	 Joinder To Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Nevada Organic Remedies, LLC's Motion on Order Shortening Time for Order Setting Settlement Conference</i>
01/17/2020	 Order Shortening Time Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Motion for Protective Order Regarding NRCP 30(b)(6) Deposition Notices of Essence On An Order Shortening Time</i>
01/17/2020	 Reply in Support Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Reply In Support of Motion for Protective Order and Objections to Subpoenas and Duces Tecum</i>
01/21/2020	 Answer to Amended Complaint Filed By: Counter Claimant CPCM Holdings LLC <i>CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>












CASE SUMMARY

CASE NO. A-19-787004-B

01/21/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Motion on Order Shortening Time for Order Setting Settlement Conference</i>
01/22/2020	 Motion Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only</i>
01/23/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
01/23/2020	 Motion for Protective Order Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Motion for Protective Order on Order Shortening Time</i>
01/23/2020	 Motion for Protective Order Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Motion for Protective Order on Order Shortening Time</i>
01/23/2020	 Opposition Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Serenity Plaintiffs' Opposition to Department of Taxations' Motion for Protective Order on Order Shortening Time</i>
01/24/2020	 Notice of Entry of Stipulation and Order Filed By: Counter Claimant CPCM Holdings LLC <i>Notice of Entry of Order Granting Motion to Realign</i>
01/24/2020	 Reply to Opposition Filed by: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc's Reply To Oppositions To Helping Hands Wellness Center, Inc's Application For Writ Of Mandamus</i>
01/24/2020	 Errata Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC. S APPLICATION FOR WRIT OF MANDAMUS</i>
01/24/2020	 Declaration Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Declaration of Alfred Terteryan</i>
01/24/2020	 Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Nevada Organic Remedies, LLC's Motion for Mandatory Settlement Conference</i>
01/24/2020	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>

CASE SUMMARY

CASE NO. A-19-787004-B

01/24/2020	 Opposition to Motion Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Opposition to Nevada Organic Remedies, LLC's Motion on Order Shortening Time for Order Setting Settlement Conference</i>
01/24/2020	 Motion to Seal/Redact Records Filed By: Consolidated Case Party D H Flamingo Inc <i>DH Flamingo Parties' Motion To Redact Portions Of Its Opposition To Essence's Motion For Protective Order Regarding NRCP 30(B)(6) Deposition Notices Of Essence On An Order Shortening Time And To Seal Exhibits 3, 4, And 5 To The Same</i>
01/24/2020	 Filed Under Seal <i>DH Flamingo's Opposition to Essence's Motion for Protective Order Regarding NRCP 30(B)(6) Deposition Notices of Essence on an Order Shortening Time</i>
01/24/2020	 Opposition to Motion For Protective Order Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Serenity Plaintiffs' Opposition To Integral associates,, LLC's Motion For Protective Order Regarding NRCP 30(b)(6) Deposition Notices Of Essence On An Order Shortening Time</i>
01/24/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
01/24/2020	 Opposition to Motion For Protective Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>DH Flamingo's Opposition to Essence's Motion for Protective Order Regarding NRCP 30(b)(6) Deposition Notices of Essence on an Order Shortening Time</i>
01/24/2020	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>
01/27/2020	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>
01/27/2020	 Order Granting Motion Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Order Granting Bailey Kennedy's Motion to Withdraw as Counsel for Plaintiffs/Petitioners Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC, and Clark NMSD LLC</i>
01/27/2020	 Notice of Entry of Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Notice of Entry of Order Granting Bailey Kennedy s Motion to Withdraw as Counsel for Plaintiffs/Petitioners Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC, and Clark NMSD LLC</i>
01/28/2020	 Clerk's Notice of Nonconforming Document

CASE SUMMARY

CASE NO. A-19-787004-B

Clerk's Notice of Nonconforming Document

01/28/2020	 Complaint in Intervention Filed By: Consolidated Case Party Rural Remedies LLC <i>(A787035) Defendant Rural Remedies, LLC's Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
01/28/2020	 Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>(A786962) Department of Taxation's Answer to Plaintiff Serenity Parties' Second Amended Complaint</i>
01/28/2020	 Amended Complaint Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>(A787540) Amended Complaint and Petition for Judicial Review Or Writ of Mandamus</i>
01/28/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
01/29/2020	 Joinder To Motion Filed By: Consolidated Case Party Rural Remedies LLC <i>Defendant/Plaintiff In Intervention Rural Remedies Joinder In DH Flamingo, Inc. And Inyo Fine Cannabis Dispensary L.L.C., d/b/a Inyo Fine Cannabis Dispensary S Motion For Voluntary Dismissal Of Certain Defendants Respondents With Prejudice And For An Order Allowing Service By Electronic Means Only</i>
01/29/2020	 Motion to Withdraw As Counsel Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Withdraw as Counsel of Record on an Order Shortening Time</i>
01/29/2020	 Third Amended Complaint Filed by: Counter Defendant ETW Management Group LLC <i>A787004) Third Amended Complaint</i>
01/29/2020	 Second Amended Complaint Filed By: Consolidated Case Party MM Development Company, Inc. <i>(A785818) MM Development Company, Inc. & LivFree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
01/30/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Joinder to Plaintiff/Petitioners/Counter-Defendant D.H. Flamingo Inc., and Inyo Fine Cannabis Dispensary LLC's Motion for Voluntary Dismissal of Certain Defendant/Respondents with Prejudice and for an Order Allowing for Service by Electronic Means Only</i>
01/30/2020	 Errata Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Errata to the DH Flamingo Parties' Conforming Filing</i>
01/30/2020	 Certificate of Service Filed by: Counter Defendant ETW Management Group LLC <i>Certificate of Service</i>

CASE SUMMARY

CASE NO. A-19-787004-B

01/30/2020	 Answer and Counterclaim Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>(A787035) Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Answer to MM Development Company, Inc.'s Counterclaim and D.H. Flamingo, Inc.'s Counterclaim</i>
01/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Rural Remedies LLC <i>CIVIL SUMMONS TO DEFENDANT JORGE PUPO</i>
01/31/2020	 Clerk's Notice of Nonconforming Document and Curative Action <i>Clerk's Notice of Curative Action</i>
01/31/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
01/31/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Objections to Subpoenas duces Tecum, Motions for Protective Orders, Application for Writ of Mandamus, Motion for Setting Settlement Conference, and Motion to Redact and Seal Exhibits 4 and 5</i>
02/04/2020	 Order Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Order</i>
02/04/2020	 Motion to Amend Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Amend Order Pursuant to NRCP 60 (a0; Ex Parte Motion for Order Shortening Time</i>
02/05/2020	 Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>Answer to D.H. Flamingo Parties' First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
02/05/2020	 Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Order</i>
02/05/2020	 Joinder To Motion Filed By: Consolidated Case Party MM Development Company, Inc. <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Joinder to Motion to Amend Order</i>
02/05/2020	 Notice of Entry of Order Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Notice of Entry of Order</i>
02/05/2020	 Opposition to Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Limited Opposition To Plaintiffs/Petitioners Motion For Voluntary Dismissal Of Certain Defendants/Respondents With Prejudice And For An Order Allowing Service By Electronic Means Only</i>

CASE SUMMARY

CASE NO. A-19-787004-B

02/06/2020



Proof of Service

Filed by: Consolidated Case Party Rural Remedies LLC
Proof of Service of Defendant Rural Remedies, LLCs Complaint in Intervention, Summons, Petition for Judicial Review or Writ of Mandamus on Defendant Jorge Pupo on February 3, 2020

02/06/2020



Transcript of Proceedings

Party: Counter Defendant ETW Management Group LLC
Transcript of Proceedings: Telephone Conferences (During State's 30(b)(6) Deposition)

02/06/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service

02/07/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Summons - Served (Pupo)

02/07/2020



Substitution of Attorney

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Substitution of Attorneys

02/07/2020



Findings of Fact, Conclusions of Law and Order

(A787004/A786962/A785818/A786357/A787540/A787726)) Amended Findings of Fact and Conclusions of Law Granting Preliminary Injunctions

02/07/2020



Order Granting

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Order Granting in Part and Denying in Part Nevada Wellness Center, LLC s Motion to Compel on Order Shortening Time

02/07/2020



Complaint in Intervention

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Defendant/ Respondent Strive Wellness of Nevada LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/07/2020



Complaint in Intervention

Filed By: Consolidated Case Party Natural Medicine LLC
Defendant/ Respondent Natural Medicine, LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/10/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

02/10/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
LONE MOUNTAIN PARTNERS, LLC S ANSWER TO D.H. FLAMINGO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION

02/10/2020














Notice of Entry

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Order Granting in Part and Denying in Part Nevada Wellness Center, LLC s Motion to Compel on Order Shorting Time

CASE SUMMARY

CASE NO. A-19-787004-B

02/10/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motion to Withdraw, Motion to Amend Order, and Status Check Re Tenorio Deposition</i>
02/11/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Answer to Nevada Wellness Center LLC's Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
02/11/2020	 Response Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>DH Flamingo Parties' Response to MM Development Company, Inc.'s and Livfree Wellness, LLC's Motion for Summary Judgment or for Writ of Mandamus</i>
02/11/2020	 Certificate of Service Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Certificate of Service</i>
02/11/2020	 Second Amended Complaint Filed By: Other Qualcan LLC <i>Second Amended Complaint</i>
02/11/2020	 Motion to Dismiss Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
02/12/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
02/12/2020	 Answer to Amended Complaint Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Answer to MM Development Company, Inc. & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
02/12/2020	 Answer to Amended Complaint Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Answer to ETW Management 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. dba Mother Herb, Nevcan LLC, Red Earth LLC, THC Nevada LLC, Zion Gardens LLC and MMOF Vegas Retail, Inc.'s Third Amended Complaint</i>
02/12/2020	 Answer to Amended Complaint Filed By: Defendant Greenmart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Answer to ETW Management 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. dba Mother Herb, Nevcan LLC, Red Earth LLC, THC Nevada LLC, Zion Gardens LLC and MMOF Vegas Retail, Inc.'s Third Amended Complaint</i>
02/12/2020	 Answer to Amended Complaint

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Defendant Wellness Connection of Nevada LLC
(A787035) Answer to DH Flamingo Plaintiffs' First Amended Complaint and Petition for Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Greenmart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to MM Development Company, Inc. & LivFree Wellness LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

02/12/2020



Joinder

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC'S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

02/12/2020



Joinder

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiffs' Operative Complaints

02/12/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on Pleadings of all Plaintiff's Operative Complaints

02/12/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC'S Joinder to Essence Entities' Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to ETW Plaintiff's Third Amended Complaint

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to MM Development Company, Inc. & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to Nevada Wellness Center's Amended Complaint and Petition for Judicial Review or Writ of Mandamus

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to Rural Remedies' Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

02/12/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to the Serenity Plaintiffs' Second Amended Complaint

02/13/2020



Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

02/13/2020



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to The Essence Entities' Motion to Dismiss, or Alternatively, Motion for Judgment on Pleadings of All Plaintiffs' Operative Complaints

02/13/2020



Joinder To Motion

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Defendant-Intervenor, Nevada Organic Remedies, LLC'S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

02/13/2020



Motion to Dismiss

Filed By: Defendant Nevada Dept of Taxation
Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies)

02/13/2020



Motion to Dismiss

Filed By: Defendant Nevada Dept of Taxation
Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness)

02/13/2020



Answer to Amended Complaint

Filed By: Counter Claimant CPCM Holdings LLC
CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to Third Amended Complaint

02/13/2020



Answer to Amended Complaint

Filed By: Counter Claimant CPCM Holdings LLC
CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to MM Development Company, Inc. & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

02/13/2020



Joinder To Motion

Filed By: Counter Claimant CPCM Holdings LLC
Thrive's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

02/14/2020



Clerk's Notice of Hearing

Notice of Hearing

02/14/2020



Motion

Filed By: Consolidated Case Party Serenity Wellness Center LLC
Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff on Order Shortening Time

02/14/2020



Joinder

Filed By: Counter Defendant ETW Management Group LLC
Joinder to DH Flamingo Parties' Third Amended Joinder to Notice of Deposition of Integral Associates LLC d/b/a Essence Cannabis Dispensaries Pursuant to N.R.C.P 30(B)(6)

02/14/2020



Motion

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Motion for Stay of Order on an Order Shortening Time

CASE SUMMARY

CASE NO. A-19-787004-B

02/14/2020	 Substitution of Attorney Filed by: Consolidated Case Party Fidelis Holdings, LLC <i>Notice of Substitution of Counsel</i>
02/14/2020	 Order Granting Motion Filed By: Counter Defendant ETW Management Group LLC <i>Order Granting Motion to Withdraw as Counsel of Record on Order Shortening Time</i>
02/14/2020	 Notice of Appearance Party: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC <i>Notice of Appearance for Clark Natural Medicinal Solutions, LLC Nye Natural Medicinal Solutions, LLC and Clark NMSD LLC</i>
02/14/2020	 Answer to Amended Complaint Filed By: Defendant Wellness Connection of Nevada LLC <i>Answer to Serenity Plaintiffs' Second Amended Complaint</i>
02/14/2020	 Joinder To Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternately, Motion for Judgment on the Pleadings on All Plaintiffs' Operative Complaints</i>
02/17/2020	 Notice of Entry of Order Filed By: Counter Defendant ETW Management Group LLC <i>Notice of Entry of Order</i>
02/18/2020	 Joinder Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC'S Joinder To Essence Entities Motion To Dismiss Or Alternatively, Motion For Judgment On The Pleadings On All Plaintiffs Operative Complaints</i>
02/18/2020	 Joinder Filed By: Consolidated Case Party Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
02/18/2020	 Answer to Complaint Filed by: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM Development Company, Inc. & Livfree Wellness, LLC Answer to Rural Remedies, LLC's Complaint in Intervention</i>
02/18/2020	 Answer to Complaint Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Answer to Defendant Rural Remedies LLC's Complaint in Intervention and Petition for Judicial Review or Writ of Mandamus</i>
02/18/2020	 Answer to Complaint Filed by: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant MMOF Vegas Retail, Inc. <i>Answer to Rural Remedies, LLC's Complaint in Intervention</i>

CASE SUMMARY

CASE NO. A-19-787004-B

02/18/2020



Answer to Complaint

Filed by: Defendant Circle S Farms LLC

CIRCLE S FARMS LLC S ANSWER TO RURAL REMEDIES, LLC S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS

02/19/2020



Notice of Change of Address

Filed By: Consolidated Case Party Solace Enterprises LLLP

Notice Of Change Of Firm Affiliation And Address

02/19/2020



Notice of Change of Address

Filed By: Consolidated Case Party Franklin Bioscience NV LLC

Notice Of Change Of Firm Affiliation And Address

02/19/2020



Notice of Change of Address

Filed By: Consolidated Case Party WaveSeer of Nevada LLC

Notice Of Change Of Firm Affiliation And Address

02/19/2020



Notice of Change of Address

Filed By: Consolidated Case Party Harvest of Nevada LLC

Notice Of Change Of Firm Affiliation And Address

02/19/2020



Opposition to Motion to Dismiss

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Defendant-Intervenor, Nevada Organic Remedies, LLC's Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as a Plaintiff

02/19/2020



Summons Electronically Issued - Service Pending

Party: Counter Defendant ETW Management Group LLC

Summons

02/19/2020



Summons Electronically Issued - Service Pending

Party: Counter Defendant ETW Management Group LLC

Summons

02/19/2020



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Objection to Essence Entities' Motion to Dismiss or Alternately Motion for Judgment on the Pleadings

02/19/2020



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Opposition to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings

02/19/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as a Plaintiff on an Order Shortening Time

02/19/2020



Joinder to Opposition to Motion

Filed by: Defendant Nevada Dept of Taxation

Department of Taxation's Joinder to Defendant-Intervenor, Nevada Organic Remedies, LLC's Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as

CASE SUMMARY

CASE NO. A-19-787004-B

Plaintiff

02/19/2020



Opposition to Motion to Dismiss

Filed By: Intervenor Defendant Lone Mountain Partners, LLC; Defendant Lone Mountain Partners LLC

Lone Mountain Partners, LLC's Limited Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as a Plaintiff on Order Shortening Time

02/19/2020



Motion to Withdraw As Counsel

Filed By: Consolidated Case Party Blue Coyote Ranch LLC

Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC on an Order Shortening Time

02/19/2020



Certificate of Service

Filed by: Counter Defendant ETW Management Group LLC

Certificate of Service

02/19/2020



Notice of Hearing

Filed By: Consolidated Case Party Blue Coyote Ranch LLC

Notice of Hearing on Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC on an OST

02/19/2020



Order Granting

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Order Granting In Part and Denying in Part The Department of Taxation's Motions for Protective Order on OST

02/20/2020



Joinder to Opposition to Motion

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Joinder to Nevada Organic Remedies, LLC's Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff

02/20/2020



Joinder to Opposition to Motion

Filed by: Defendant Wellness Connection of Nevada LLC

Wellness Connection of Nevada, LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as a Plaintiff

02/20/2020



Answer

Circle S Farms LLC's Answer to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/20/2020



Answer

Circle S Farms LLC's Answer to Strive Wellness of Nevada LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/20/2020



Substitution of Attorney

Filed by: Consolidated Case Party Fidelis Holdings, LLC

(A786962) Notice of Substitution of Counsel

02/20/2020



Motion to Strike

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.

MM Development Company, Inc.'s Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim

02/20/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Opposition to Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Opposition to Department of Taxation's Motion For Stay of Order on an Order Shortening Time</i>
02/21/2020	 Opposition to Motion to Dismiss Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Opposition To Jorge Pupo's Motion To Dismiss</i>
02/21/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
02/21/2020	 Notice of Withdrawal of Attorney Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC; Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC <i>Notice of Withdrawal of Attorney</i>
02/21/2020	 Substitution of Attorney <i>Notice of Substitution of Counsel</i>
02/21/2020	 Reply Filed by: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>DH Flamingo Parties' Reply in Support of Motion For Voluntary Dismissal of Certain Defendants/Respondents With Prejudice and For an Order Allowing Service by Electronic Means Only</i>
02/21/2020	 Notice Filed By: Defendant Nevada Dept of Taxation <i>Notice of Filing Emergency Petition for Writ of Mandamus or Prohibition Under NRAP 21(a) (6)</i>
02/21/2020	 Notice Filed By: Consolidated Case Party Serenity Wellness Center LLC; Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC; Consolidated Case Party Tryke Companies Reno, LLC; Consolidated Case Party Strive Wellness of Nevada LLC <i>Notice of Deposition of Noele Galstian</i>
02/21/2020	 Notice Filed By: Consolidated Case Party Fidelis Holdings, LLC <i>Notice of Deposition of Sequoia Turner</i>
02/21/2020	 Notice Filed By: Consolidated Case Party Fidelis Holdings, LLC <i>Notice of Deposition of Alicia Abernathy</i>
02/21/2020	 Notice Filed By: Consolidated Case Party Fidelis Holdings, LLC <i>Notice of Deposition of Yemenidjian Living Trust</i>
02/21/2020	 Notice

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Notice of Deposition of Leslie Brousseau

02/21/2020



Errata

Errata to Nevada Wellness Center, LLC s Opposition to Department of Taxation s Motion for Stay of Order on an Order Shortening Time

02/24/2020



Notice of Intent

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Notice of Intent to Serve Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless

02/24/2020



Amended Certificate of Service

Party: Intervenor Defendant GreenMart of Nevada NLV LLC
Amended Certificate of Service

02/25/2020



Answer to Complaint

Filed by: Defendant Deep Roots Medical, LLC
Defendant Deept Roots Medical LLC's Answer to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition

02/25/2020



Answer to Complaint

Filed by: Defendant Deep Roots Medical, LLC
Defendant Deept Roots Medical LLC's Answer to Strive Wellness of Nevada LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/25/2020



Answer

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots' Answer to Qualcan's Second Amended Complaint

02/25/2020



Affidavit of Service

Filed By: Counter Defendant ETW Management Group LLC
Affidavit of Service

02/25/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motion to Voluntarily Dismiss And/Or Drop Serenity Wellness Center LLC as Plaintiff, and Department of Taxation's Motion for Stay of Order 2/21/2020

02/25/2020



Opposition

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Inyo Fine Cannabis Dispensary LLC
DH Flamingo Parties' Opposition to Essence Entities' Motion to Dismiss Or, Alternatively, Motion For Judgment of the Pleadings of All Plaintiffs' Operative Complaints

02/25/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to Qualcan LLC's Second Amended Complaint

02/25/2020



Answer

Circle S Farms LLC's Answer to Qualcan, LLC's Second Amended Complaint

02/25/2020



Amended Notice of Taking Deposition

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Serenity Wellness Center LLC; Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC; Consolidated Case Party Tryke Companies Reno, LLC

Amended Notice of Deposition of Jorge Pupo

02/25/2020



Opposition

Filed By: Other Qualcan LLC

Qualcan LLC s Opposition to Essence Entities Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs Operative Complaints

02/25/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Summons - 3AP Inc.,

02/25/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Summons - 5Seat Investments LLC

02/25/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Acres Dispensary LLC

02/25/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Acres Medical LLC

02/25/2020



Summons

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Agua Street LLC

02/25/2020



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC

Joint Opposition To Essence Entities Motion To Dismiss Or, Alternatively, Motion For Judgment On The Pleadings Of All Plaintiffs Operative Complaints

02/25/2020



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC

Compassionate Team of Las Vegas, LLC's Opposition to Essence Entities' Motion to Dismiss, or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

02/25/2020



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.

MM Development Company, Inc. s and LivFree Wellness, LLC s Opposition to the Essence Parties Motion to Dismiss

02/26/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

RURAL REMEDIES, LLC S JOINDER IN DH FLAMINGO PARTIES OPPOSITION TO ESSENCE ENTITIES MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS OPERATIVE COMPLAINTS

02/26/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder Filed By: Other Qualcan LLC <i>Qualcan LLC's Joinder to Oppositions to Essence Entities Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings</i>
02/26/2020	 Answer to Complaint Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Answer to Rural Remedies, LLC's Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
02/26/2020	 Joinder Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC <i>Compassionate Team of Las Vegas, LLC's Joinder to Oppositions to Essence Entitie's Motion to Dismiss or Alternatively Motion for Judgment on the Pleading of all Plaintiffs Operative Complaints</i>
02/26/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Joinder to Rural Remedies, LLC's Opposition to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings</i>
02/26/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Joinder to DH Flamingo Parties' Opposition to Essence Entities' Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiffs' Operative Complaints</i>
02/26/2020	 Amended Certificate of Service Party: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Amended Certificate of Service</i>
02/26/2020	 Joinder To Motion Filed By: Consolidated Case Party Solace Enterprises LLLP <i>Solace Enterprises LLLP's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i>
02/26/2020	 Joinder To Motion Filed By: Consolidated Case Party Franklin Bioscience NV LLC <i>Franklin Bioscience NV LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i>
02/26/2020	 Joinder To Motion Filed By: Consolidated Case Party Harvest of Nevada LLC <i>Harvest of Nevada LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>

CASE SUMMARY

CASE NO. A-19-787004-B

02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Acres Medical LLC</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Agua Street LLC</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Acres Dispensary LLC</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-5Seat Investments LLC</i>
02/26/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-3AP INC</i>
02/27/2020	 Notice of Entry Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Order Granting in Part and Denying in Part the Department of Taxation s Motion for Protective Order on Order Shorting Time</i>
02/27/2020	 Notice of Deposition Filed By: Consolidated Case Party Fidelis Holdings, LLC <i>Amended Notice of Deposition of Amanda Connor</i>
02/27/2020	 Notice Filed By: Defendant Nevada Dept of Taxation <i>(A787540) Notice of Substitution of Counsel for Defendant Jorge Pupo</i>
02/27/2020	 Answer to Complaint Filed by: Counter Defendant ETW Management Group LLC <i>Answer to Natural Medicine LLC's Complaint in Intervention</i>
02/27/2020	 Answer to Complaint Filed by: Counter Defendant ETW Management Group LLC <i>Answer to Strive Wellness of Nevada LLC's Complaint in Intervention</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Wendovera LLC</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-West Coast Development Nevada, LLC</i>

CASE SUMMARY

CASE NO. A-19-787004-B

02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-WSCC, Inc.,</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-YMY Ventures, LLC</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Zion Gardens LLC</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Cheyenne Medical, LLC</i>
02/27/2020	 Notice Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC <i>Clark Natural Medicinal Solutions, LLC, Nye Natural Medicinal Solutions, LLC, and Clark NMSD LLC's Joinder to DH Flamingo's Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
02/27/2020	 Initial Appearance Fee Disclosure <i>Defendant GTI Nevada, LLC's Initial Appearance Fee Disclosure</i>
02/27/2020	 Disclosure Statement Party: Consolidated Case Party GTI Nevada LLC <i>Defendant GTI Nevada, LLC's Corporate Disclosure Statement</i>
02/27/2020	 Notice of Intent to Participate Filed By: Consolidated Case Party GTI Nevada LLC <i>Defendant GTI Nevada, LLC's Notice of Intent to Participate</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Clear River, LLC</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Wellness & Caregivers Of Nevada NLV, LLC</i>
02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Joinder to Rural Remedies, LLC's Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>
02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Joinder to Joint Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>

CASE SUMMARY

CASE NO. A-19-787004-B

02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Joinder to D.H. Flamingo Parties'Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>
02/27/2020	 Opposition to Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Opposition to Defendant Jorge Pupo s Motion to Dismiss and Joinder to Rural Remedies, LLC s Opposition to Jorge Pupo s Motion to Dismiss</i>
02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to D.H. Flamingo Parties' Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>
02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Joint Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>
02/27/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Rural Remedies, LLC's Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints</i>
02/27/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Waveseer Of Nevada, LLC</i>
02/28/2020	 Verified Application for Assn of Counsel under NSCR 42 Filed by: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC <i>Verified Application for Association of Counsel Under Nevada Supreme Court Rule 42</i>
02/28/2020	 Motion to Strike Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>(Withdrawn 2/28/20) GreenMart of Nevada NLV LLC's Motion to Strike Strive Wellness of Nevada LLC s Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition</i>
02/28/2020	 Motion to Strike Filed By: Defendant Greenmart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Motion to Natural Medicine LLC s Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition</i>
02/28/2020	 Stipulation and Order Filed by: Consolidated Case Party Fidelis Holdings, LLC <i>Stipulation and Order Regarding Subpoenas Issued to Non-Party Amanda Connor and Connor & Connor, PLLC</i>
02/28/2020	 Answer (Business Court) <i>MM Development Company, Inc. & Livfree Wellness, LLC's Answer to Natural Medicine,</i>

CASE SUMMARY

CASE NO. A-19-787004-B

LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/28/2020



Answer (Business Court)

MM Development Company Inc. & Livfree Wellness, LLC Answer to Strive Wellness of Nevada, LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Ceriorari, Mandamus, and Prohibition

02/28/2020



Supplement

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Supplement to Nevada Wellness Center, Llc s Opposition to Defendant Jorge Pupo s Motion to Dismiss and Joinder to Rural Remedies, Llc s Opposition to Jorge Pupo s Motion to Dismiss

02/28/2020



Notice of Entry

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Notice of Entry of Order

02/28/2020



Notice of Deposition

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Second Amended Notice of Deposition of Amanda Connor

02/28/2020



Clerk's Notice of Hearing

Notice of Hearing

02/28/2020



Amended

Filed By: Consolidated Case Party GTI Nevada LLC
Defendant GTI Nevada, LLC Amended Corporate Disclosure Statement

02/28/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder in Nevada Wellness Center, LLC's Opposition to Jorge Pupo's Motion to Dismiss

02/28/2020



Notice of Withdrawal of Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Notice of Withdrawal of GreenMart of Nevada NLV LLC's Motion to Strike Natural Medicine LLC s Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition

02/28/2020



Notice of Withdrawal of Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Motion to Strike Strive Wellness of Nevada LLC s Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition

02/28/2020



Notice of Deposition

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Plaintiffs Third Amended Notice of Deposition

02/28/2020



Answer

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Answer to Defendant/Respondent Strive Wellness of Nevada LLC s Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

02/28/2020



Answer

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Answer to Defendant/Respondent Natural Medicine LLC s Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i></p>
02/28/2020	<p> Notice of Intent</p> <p>Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>Notice of Intent to Serve Subpoena Duces Tecum to the Custodian of Records of Verizon Communications</i></p>
02/28/2020	<p> Notice of Intent</p> <p>Filed By: Consolidated Case Party Serenity Wellness Center LLC <i>NOTICE OF INTENT TO SERVE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF COX COMMUNICATIONS</i></p>
03/02/2020	<p> Objection</p> <p>Filed By: Defendant Pupo, Jorge <i>Defendant Jorge Pupo's Objections to Notice of Intent to Serve Subpoena Duces Tecum to Custodian of Records of AT&T Wireless</i></p>
03/02/2020	<p> Motion to Quash</p> <p>Filed By: Defendant Pupo, Jorge <i>Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless</i></p>
03/02/2020	<p> Declaration</p> <p>Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service of Nevada Wellness Center, LLC s Subpoena for Deposition and Amended Notice of Videotaped Deposition of Deonne Contine</i></p>
03/02/2020	<p> Declaration</p> <p>Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service of Nevada Wellness Center, LLC s Subpoena for Deposition and Amended Notice of Videotaped Deposition of Kelly Jessee</i></p>
03/02/2020	<p> Clerk's Notice of Hearing</p> <p><i>Notice of Hearing</i></p>
03/02/2020	<p> Transcript of Proceedings</p> <p><i>Transcript of Proceedings: Hearing on Motion for Summary Judgment or For Writ of Mandamus and Motions for Voluntary Dismissal of Certain Defendants/Respondents With Prejudice 2/28/20</i></p>
03/02/2020	<p> Opposition to Motion</p> <p>Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints and All Joinders thereto</i></p>
03/02/2020	<p> Opposition to Motion</p> <p>Filed By: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Opposition to Essence Entities' Motion to Dismiss or Alternatively, Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints and All Joinders Thereto</i></p>
03/03/2020	<p> Order</p>

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
*Order (1) Extending Discovery Deadline for Expert Witness Depositions; (2) Extending
 Deadline for Motions in Limine Regarding Expert Witnesses; and (3) Setting Briefing
 Schedule and Hearing on Motions in Limine Regarding Expert Witnesses*

03/03/2020	 Reply in Support <i>Serenity Wellness Center, LLC'S Reply in Support of Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff</i>
03/03/2020	 Substitution of Attorney Filed by: Consolidated Case Party Kindibles LLC <i>(A787035) Substitution of Counsel for Defendant Kindibles, LLC</i>
03/04/2020	 Substitution of Attorney Filed by: Consolidated Case Party Inyo Fine Cannabis Dispensary LLC <i>Substitution of Counsel for Inyo Fine Cannabis Dispensary LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Southern Nevada Growers, LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Strive Wellness Of Nevada, LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-TGIG, LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-THC Nevada LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-The Harvest Foundation LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Thompson Farm One L.L.C.,</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-Twelve Twelve LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-TYRKE Companies Reno, LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons-TYRKE Companies So NV, LLC</i>
03/04/2020	 Summons Electronically Issued - Service Pending

CASE SUMMARY

CASE NO. A-19-787004-B

Party: Consolidated Case Party Nevada Wellness Center, LLC
Summons-Vegas Valley Growers LLC

03/05/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service of Nevada Wellness Center, LLC s Subpoena for Deposition and Notice of Videotaped Deposition of Richard Tick L. Segerblom

03/05/2020



Notice of Entry of Order

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Notice of Entry of Order: (1) Extending Discovery Deadline for Expert Witness Depositions; (2) Extending Deadline for Motions in Limine Regarding Expert Witnesses; and (3) Setting Briefing Schedule and Hearing on Motions in

03/06/2020



Answer to Complaint

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition

03/06/2020



Answer to Complaint

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to Strive Wellness of Nevada LLC's Complaint in Intervention, Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition

03/06/2020



Motion to Compel

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.
MM Development Company, Inc. and Livfree Wellness, LLC's Motion to Compel Greenmart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition

03/06/2020



Notice of Appearance

Party: Counter Defendant Green Therapeutics LLC
Notice of Appearance

03/06/2020



Motion for Protective Order

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications

03/06/2020



Joinder to Opposition to Motion

Filed by: Counter Defendant Green Therapeutics LLC
Joinder to All Oppositions to Essence Entities Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiff's Operative Complaints and Opposition to All Joinders to Essence Entities Motion

03/09/2020



Clerk's Notice of Hearing

Notice of Hearing

03/10/2020



Affidavit of Service

Filed By: Attorney Nelson, Vernon A.; Attorney Bult, Adam K.; Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter

CASE SUMMARY

CASE NO. A-19-787004-B

Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC; Counter Defendant MMOF Vegas Retail, Inc.
Affidavit of Service

03/10/2020



Transcript of Proceedings

Transcript of Proceedings: Telephone Conference Re 30(B)(6) Witness Mr. Stewart

03/10/2020



Transcript of Proceedings

Transcript of Proceedings: Telephone Conference Re 30(B)(6) Deposition of Jeremy Thompson

03/10/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center LLC as Plaintiff

03/10/2020



Order Granting

Filed By: Consolidated Case Party Blue Coyote Ranch LLC
Order Granting Motion to Withdraw

03/10/2020



Notice of Entry

Filed By: Consolidated Case Party Blue Coyote Ranch LLC
Notice of Entry of Order Granting Motion to Withdraw as Counsel for Blue Coyote Ranch , LLC on an Order Shortening Time

03/11/2020



Amended Notice of Taking Deposition

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Plaintiff's Second Amended Notice of Deposition of Jorge Pupo

03/11/2020



Affidavit of Service

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Affidavit of Service

03/11/2020



Affidavit of Service

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Affidavit of Service of Deposition Subpoena

03/11/2020



Opposition

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Opposition to MM Development Company, Inc. and LivFree Wellness LLC's Motion to Compel Production of Lucy Flores and Scot Rutledge

03/11/2020



Order Shortening Time

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Motion for Protective Order and to Quash the Deposition Subpoenas to Sequoia Turner, Alicia Abernathy, and Leslie Brousseau on an Order Shortening Time

03/11/2020



Motion to Compel

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez for Deposition on Order Shortening Time

03/11/2020



Order Granting Motion

Filed By: Consolidated Case Party D H Flamingo Inc

CASE SUMMARY

CASE NO. A-19-787004-B

(A787035) Order Granting Motion for (1) Voluntary Dismissal of Certain Defendants/Respondents with Prejudice; and (2) Allowing Service By Electronic Means Only

03/11/2020



Notice of Entry of Order

Filed By: Consolidated Case Party D H Flamingo Inc
(A787035) Notice of Entry of Order Granting Motion for (1) Voluntary Dismissal of Certain Defendants/Respondents with Prejudice; and (2) Allowing Service By Electronic Means Only

03/11/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Joinder to MM Development Company, Inc. and Livfree Wellness, LLC's Motion to Compel GreenMart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition and Motion to Compel GreenMart of Nevada NLV, LLC to Also Produce Kenneth Lee and Hae Lee for Deposition

03/11/2020



Ex Parte Application

Party: Consolidated Case Party TGIG, LLC
Ex Parte Application for Order Shortening Time

03/12/2020



Motion

Filed By: Counter Defendant ETW Management Group LLC
(4/2/20 Withdrawn) Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 1 for Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 2 for Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 3 for Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 4 for Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 5 and Exhibits 1&2 for Motion to Modify Preliminary Injunction

03/12/2020



Exhibits

Filed By: Counter Defendant ETW Management Group LLC
Exhibit 6 for Motion to Modify Preliminary Injunction

03/12/2020



Notice of Vacating Deposition

Filed By: Consolidated Case Party Fidelis Holdings, LLC
Notice Vacating Deposition of Leslie Brousseau

03/12/2020



Notice to Vacate Deposition

Filed by: Consolidated Case Party Fidelis Holdings, LLC
Notice Vacating Deposition of Noele Glastian














CASE SUMMARY

CASE NO. A-19-787004-B

03/12/2020	 Notice of Vacating Deposition Filed By: Consolidated Case Party Fidelis Holdings, LLC <i>Notice Vacating Deposition of Yemenidjian Living Trust</i>
03/12/2020	 Notice to Vacate Deposition Filed by: Consolidated Case Party Fidelis Holdings, LLC <i>Notice Vacating Deposition of Alicia Abernathy</i>
03/12/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/12/2020	 Reply in Support <i>MM Development Company, Inc. and Livfree Wellness, LLC's Reply in Support of Motion to Compel Greenmart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition</i>
03/12/2020	 Opposition to Motion Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Opposition to Plaintiff Nevada Wellness Center's Motion to Compel</i>
03/12/2020	 Opposition Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Opposition to Nevada Wellness Center, LLC's Motion to Compel GreenMart to Also Produce Kenneth Lee and Hae Lee for Deposition</i>
03/13/2020	 Joinder To Motion Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Joinder to Essence Motion for Protective Order and to Quash Subpoenas re Abernathy, Turner and Brousseau</i>
03/13/2020	 Reply in Support Filed By: Defendant Pupo, Jorge <i>Defendant Jorge Pupo's Reply in Support of Motion to Dismiss (Rural Remedies)</i>
03/13/2020	 Reply in Support Filed By: Defendant Pupo, Jorge <i>Defendant Jorge Pupo's Reply in Support of Motion to Dismiss</i>
03/13/2020	 Motion for Partial Summary Judgment Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/13/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Defendant-Intervenor, Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/13/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Defendant Deep Roots Medical LLC's Joinder to Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>

CASE SUMMARY

CASE NO. A-19-787004-B

03/13/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party High Sierra Holistics LLC <i>HSH Joinder to Oppositions to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings</i>
03/13/2020	 Motion for Partial Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Motion for Partial Summary Judgment</i>
03/13/2020	 Order <i>Trial Protocol</i>
03/13/2020	 Order Granting Motion Filed By: Consolidated Case Party D H Flamingo Inc <i>Order Granting DH Flamingo's Motion to Redact Portions of its Opposition to Essence's Motion For Protective Order Regarding NRCP 30(B)(6) Deposition Notices of Essence and to Seal Exhibits 3, 4 and 5 to the Same</i>
03/13/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/13/2020	 Motion for Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Motion for Summary Judgment</i>
03/13/2020	 Petition for Writ of Mandamus Filed by: Other Qualcan LLC <i>Qualcan, LLC's Petition For Writ Of Mandamus</i>
03/13/2020	 Motion for Summary Judgment Filed By: Other Qualcan LLC <i>Qualcan LLC's Motion For Summary Judgment As To The Dot's Improper Issuance Of Multiple Licenses To A Single Applicant In The Same Jurisdiction</i>
03/13/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/13/2020	 Notice of Entry of Order Filed By: Consolidated Case Party D H Flamingo Inc <i>Notice of Entry of Order Granting DH Flamingo's Motion to Redact Portions of its Opposition to Essence's Motion For Protective Order Regarding NRCP 30(B)(6) Deposition Notices of Essence and to Seal Exhibits 3, 4 and 5 to the Same</i>
03/13/2020	 Motion to Compel Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Compel</i>
03/13/2020	 NRCP 16.1 Initial List of Witnesses and Documents Filed By: Consolidated Case Party Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Disclosures Pursuant to NRCP 16.1</i>
03/13/2020	 Motion to Compel









CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Compel Privilege Logs</i></p>
03/13/2020	<p> Reply in Support Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Reply in Support of Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i></p>
03/13/2020	<p> Motion for Summary Judgment Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief</i></p>
03/13/2020	<p> Motion for Partial Summary Judgment Filed By: Counter Defendant ETW Management Group LLC <i>Motion for Partial Summary Judgment</i></p>
03/13/2020	<p> Motion for Summary Judgment Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC's Motion for Partial Summary Judgment on Second Claim for Relief</i></p>
03/13/2020	<p> Motion for Partial Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical, LLC's Motion for Partial Summary Judgment</i></p>
03/13/2020	<p> Motion for Summary Judgment Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Phenofarm NV LLC</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Physis One LLC</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Qualcan L.L.C.,</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Red Earth, LLC</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Releaf Cultivation, LLC</i></p>
03/13/2020	<p> Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - RG Highland Enterprises Inc.,</i></p>







CASE SUMMARY

CASE NO. A-19-787004-B

03/13/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Rombough Real Estate Inc.,</i>
03/13/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Rural Remedies LLC</i>
03/13/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Serenity Wellness Center LLC</i>
03/13/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Sumons - Siver Sage Wellness LLC</i>
03/16/2020	 Motion to Extend Party: Counter Defendant Green Therapeutics LLC <i>Motion to Extend Time for Green Therapeutics to File Its Joinder to All Oppositions to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings of all Plaintiffs Operative Complaints and its Opposition to All Joinders to Essence Entities' Motion Nunc Pro Tunc and Request for Order Shortening Time</i>
03/16/2020	 Motion to Dismiss Filed By: Consolidated Case Party D H Flamingo Inc <i>DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time</i>
03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Motion to Compel Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time</i>
03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Opposition to Motion For Protective Order Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs Opposition To Jorge Pupo s Motion To Quash, Or In The Alternative, Motion For Protective Order, For Subpoena Duces Tecum To The Custodian Of Records Of AT&T Wireless</i>














CASE SUMMARY

CASE NO. A-19-787004-B

03/16/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nevadapure, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - NLV Wellness LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - NLVG, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nuleaf Incline Dispensary LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - NV 3480 Partners LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - NV Green Inc</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nye Farm Tech LTD.,</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Paradise Wellness Center LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Miller Farms LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - MM Development Company, Inc</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - MM R&D LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - MMNV2 Holdings I, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending

CASE SUMMARY

CASE NO. A-19-787004-B

	Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - MMOF Las Vegas Retail, Inc.</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nevacann, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nevada Medical Group LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Natural Medicine L.L.C.,</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - NCMM, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nevada Botanical Science, Inc</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Nevada Group Wellness LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Holistic Medicine LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - International Service And Rebuilding, Inc.,</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Just Quality, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Kindibles LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Las Vegas Wellness And Compassion LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Livfree Wellness LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - LNP, LLC</i>

CASE SUMMARY














CASE NO. A-19-787004-B

03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Luff Enterprises NV, Inc.,</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - LVMC C&P, LLC</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Malana LV L.L.C.,</i>
03/16/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Matrix NV, LLC</i>
03/17/2020	 Clerk's Notice of Hearing <i>Notice of Change of Hearing</i>
03/17/2020	 Notice of Vacating Deposition Filed By: Consolidated Case Party TGIG, LLC <i>Notice Vacating Deposition of Amanda Connor</i>
03/17/2020	 Notice of Vacating Deposition Filed By: Consolidated Case Party TGIG, LLC <i>Notice Vacating Deposition of Jorge Pupo</i>
03/17/2020	 Joinder Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Joinder to Reply in Support of Essence Entities' Motion to Dismiss</i>
03/17/2020	 Opposition to Motion For Protective Order Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Integral Associates LLC's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications</i>
03/17/2020	 Petition for Writ of Mandamus Filed by: Other Qualcan LLC <i>Qualcan, LLC s Petition for Writ of Mandamus on Order Shortening Time</i>
03/17/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i>
03/17/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Defendant Lone Mountain Partners LLC <i>Lone Mountain Partners, LLC's Joinder to Nevada Organics Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/17/2020	 Joinder to Motion For Summary Judgment

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to GreenMart of Nevada LLC's Motion for Summary Judgment

03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Summons - Circle S Farms, LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Greenway Health Community L.L.C.,

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Green Leaf Farms Holdings LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - GBS Nevada Partners LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Greenscape Productions LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Green Life Productions LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Gravitas Nevada LTD

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Global Harmony LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - FSWFL, LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Franklin Bioscience NV LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Forever Green, LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Fidelis Holdings, LLC

03/17/2020



Summons Electronically Issued - Service Pending

Summons - Euphoria Wellness LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - ETW Management Group LLC

03/17/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Econeveda, LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - DP Holdings Inc</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Diversified Modalities Marketing LTD</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - D LUX LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - CWNEVADA, LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - CN Licenseco I, Inc.,</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Compassionate Team Of Las Vegas LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Carson City Agency Solutions L.L.C.,</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Blue Coyote Ranch LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Blossom Group LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Bioneva Innovations Of Carson City LLC</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Alternative Medicine Association, LC.,</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - INYO Fine Cannabis Dispensary L.L.C.,</i>
03/17/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Summons - Clark Natural Medicinal Solutions LLC

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/17/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons

03/18/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment

03/18/2020



Reply in Support

Filed By: Defendant Pupo, Jorge

Pupo's Reply in Support of Motion to Quash, or in the Alternative, Motion for Protective Order Pursuant to Notice of Intent to Serve Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless

03/18/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Defendant Clear River LLC

Clear River's Joinder to Nevada Organic Remedies Motion for Partial Summary Judgment (Audit)

03/18/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party Clear River, LLC

Clear River's Joinder to Greenmart's Motion for Partial Summary Judgment

03/18/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party Clear River, LLC

Clear River's Joinder to Deep Roots Motion for Partial Summary Judgment

03/18/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder to Motion For Partial Summary Judgment Filed By: Counter Claimant CPCMC Holdings LLC <i>Thrive's Joinder to Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/18/2020	 Joinder to Motion For Summary Judgment Filed By: Counter Claimant CPCMC Holdings LLC <i>Thrive's Joinder to Greenmart of NLV LLS's Motion for Summary Judgment</i>
03/18/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Counter Claimant CPCMC Holdings LLC <i>Thrive's Joinder to Deep Roots Medical, LLC's Motion for Partial Summary Judgment</i>
03/18/2020	 Joinder to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder In Nevada Wellness Center, LLC's Multiple Motions For Summary Judgment</i>
03/18/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural remedies, LLC s Joinder in ETW Management Group, LLC et al., Motion for partial Summary Judgment</i>
03/18/2020	 Joinder to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder In Qualcan, LLC's Motion For Summary Judgment As To The DOT's Improper Issuance Of Multiple Licenses To A Single Applicant In The Same Jurisdiction</i>
03/18/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to ETW Plaintiffs' Motion for Partial Summary Judgment</i>
03/18/2020	 Joinder to Motion For Summary Judgment Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Qualcan's Motion for Summary Judgment as to the Issuance of Multiple License to a Single Applicant in the Same Jurisdiction</i>
03/18/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Rural Remedies, LLC's Motion for Partial Summary Judgment</i>
03/18/2020	 Joinder to Motion For Partial Summary Judgment Filed By: Defendant Essence Tropicana LLC <i>The Essence Entities' Joinder to Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i>
03/18/2020	 Joinder to Motion For Summary Judgment Filed By: Defendant Essence Tropicana LLC <i>The Essence Entities' Joinder to Greenmart of Nevada NLV LLC's Motion for Summary Judgment</i>
03/18/2020	 Joinder to Motion For Partial Summary Judgment

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Defendant Essence Tropicana LLC <i>The Essence Entities' Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i></p>
03/18/2020	<p> Joinder to Motion For Partial Summary Judgment Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Nevada Wellness, LLC's Motion for Partial Summary Judgment</i></p>
03/18/2020	<p> Joinder to Motion For Partial Summary Judgment Filed By: Defendant Wellness Connection of Nevada LLC <i>Joinder to Nevada Organic's Motion for Partial Summary Judgment</i></p>
03/18/2020	<p> Joinder to Motion For Partial Summary Judgment Filed By: Defendant Wellness Connection of Nevada LLC <i>Joinder to Deep Root's Motion for Partial Summary Judgment</i></p>
03/18/2020	<p> Joinder to Motion For Summary Judgment Filed By: Defendant Wellness Connection of Nevada LLC <i>Joinder to GreenMart's Motion for Summary Judgment</i></p>
03/18/2020	<p> Joinder <i>CIRCLE S FARMS LLC S JOINDER TO NEVADA ORGANIC REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Joinder <i>CIRCLE S FARMS LLC S JOINDER TO GREENMART NLV LLC S MOTION FOR SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Joinder <i>CIRCLE S FARMS LLC S JOINDER TO DEEP ROOTS MEDICAL LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Opposition to Motion to Compel Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Greenmart of Nevada NLV LLC's Opposition to Nevada Wellness Center, LLC's Motion to Compel Greenmart to Also Produce Kenneth Lee and Hae Lee for Deposition</i></p>
03/18/2020	<p> Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO GREENMART, LLC'S MOTION FOR SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO DEEP ROOTS, LLC'S MOTION FOR SUMMARY JUDGMENT</i></p>
03/18/2020	<p> Joinder Filed By: Counter Defendant Green Therapeutics LLC</p>

CASE SUMMARY

CASE NO. A-19-787004-B

Green Therapeutics Joinder to Motions for Partial Summary Judgment

03/19/2020	 Opposition to Motion to Dismiss Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Limited Opposition to D.H. Flamingo Inc.'s Motion for Voluntary Dismissal with Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus and Prohibition on an Order Shortening Time</i>
03/19/2020	 Joinder Filed By: Consolidated Case Party Pure Tonic Concentrates LLC <i>Joinder to Motion for Partial Summary Judgment</i>
03/19/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motion for Protective Order and Motions to Compel</i>
03/19/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Telephone Conference 3/17/2020</i>
03/19/2020	 Stipulation and Order for Dismissal With Prejudice Filed By: Defendant Pure Tonic Concentrates LLC <i>(786962) Stipulation and Order for Dismissal of Pure Tonic Concentrates from Second Amended Complaint filed by Serenity Wellness</i>
03/20/2020	 Notice of Entry of Stipulation & Order for Dismissal Filed By: Consolidated Case Party Pure Tonic Concentrates LLC <i>Notice of Entry of Stipulation and Order for Dismissal</i>
03/20/2020	 Joinder Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC <i>CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC AND CLARK NMSD LLC S JOINDER TO MOTIONS FOR PARTIAL SUMMARY JUDGMENT</i>
03/20/2020	 Notice of Appearance <i>Notice of Appearance</i>
03/20/2020	 Notice of Vacating Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Notice of Vacating Deposition of Ron Seigneur</i>
03/20/2020	 Notice of Vacating Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Notice of Vacating Deposition of Jeremy Aguero</i>
03/20/2020	 Notice of Vacating Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Notice of Vacating Deposition of Larry Holifield</i>
03/20/2020	 Notice of Vacating Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Notice of Vacating Deposition of Greg Smith</i>
03/20/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Motion for Partial Summary Judgment

03/20/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to Qualcan, LLC s Motion for Summary Judgment as to the DOT s Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction

03/20/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to Rural Remedies, LLC s Motion for Partial Summary Judgment

03/20/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s ETW Plaintiffs Motion to Compel

03/20/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Motion to Compel Privilege Logs

03/20/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC
Compassionate Team of Las Vegas, LLC's Joinder to Motions for Partial Summary Judgment

03/20/2020



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center, LLC's Motion for Summary Judgment on the Third, Fourth, and Fifth Claims for Relief

03/20/2020



Joinder To Motion

Joinder to Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction

03/20/2020



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center, LLC's Motion for Summary Judgment on the First Claim for Relief

03/20/2020



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center, LLC's Motion for Partial Summary Judgment on Second Claim for Relief

03/20/2020



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
Joinder to Rural Remedies LLC's Motion for Partial Summary Judgment

03/20/2020



Association of Counsel

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Application For Association Of Counsel Under Nevada Supreme Court Rule 52

03/23/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Motion Filed By: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC's Motion to Voluntarily Dismiss and/or Withdraw Strive Wellness of Nevada's Complaint in Intervention and Dismiss as Party from Matter Entirely</i>
03/23/2020	 Opposition Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Response in Opposition to Qualcan, LLC's Petition for Writ of Mandamus</i>
03/24/2020	 Clerk's Notice of Nonconforming Document <i>Clerk's Notice of Nonconforming Document</i>
03/24/2020	 Opposition to Motion Filed By: Consolidated Case Party D H Flamingo Inc <i>D.H. Flamingo, Inc.'s Opposition to MM Development Company, Inc.'s Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim</i>
03/24/2020	 Joinder Filed By: Defendant Lone Mountain Partners LLC <i>Lone Mountain Partners, LLC's Joinder to GreenMart of Nevada NLV LLC's Response in Opposition to Qualcan, LLC's Petition for Writ of Mandamus</i>
03/25/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/25/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Joinder to Greenmart's Opposition to Qualcan's Petition for Writ of Mandamus on Order Shortening Time</i>
03/25/2020	 Clerk's Notice of Nonconforming Document and Curative Action <i>Clerk's Notice of Curative Action</i>
03/25/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/25/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Summons - Commerce Park Medical L.L.C..</i>
03/25/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>D.H. Flamingo, Inc., d/b/a The Apothecary Shoppe</i>
03/25/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Deep Roots Medical, LLC</i>
03/25/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Polaris Wellness Center LLC.,</i>
03/25/2020	 Stipulation and Order

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC; Defendant Greenmart of Nevada NLV LLC</p> <p><i>Stipulation and Order for Extension to File Opposition to 1) Motion to Compel; and 2) Motion to Compel Privilege Log</i></p>
03/25/2020	<p> Stipulation and Order for Dismissal With Prejudice</p> <p><i>(A787035) Dismissal of Pure Tonic Concentrates, LLC From First Amended Complaint Filed by Inyo Fine Cannabis Dispensary L.L.C. In Case No. A-19-787035-C</i></p>
03/26/2020	<p> Notice of Entry of Stipulation and Order</p> <p>Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC</p> <p><i>Notice of Entry of Stipulation and Order for Extension to File Opposition to 1) Motion to Compel; and 2) Motion to Compel Privilege Log</i></p>
03/26/2020	<p> Summons Electronically Issued - Service Pending</p> <p>Party: Consolidated Case Party Nevada Wellness Center, LLC</p> <p><i>Gravitas Henderson L.L.C.,</i></p>
03/26/2020	<p> Amended Complaint</p> <p>Filed By: Consolidated Case Party Rural Remedies LLC</p> <p><i>Defendant Rural Remedies, LLC's Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus</i></p>
03/26/2020	<p> Summons Electronically Issued - Service Pending</p> <p>Party: Consolidated Case Party Nevada Wellness Center, LLC</p> <p><i>Summons - Greenpoint Nevada Inc.,</i></p>
03/26/2020	<p> Response</p> <p><i>Kenneth Lee and Hae Lee's Response to Nevada Wellness Center LLC's Motion to Compel Greenmart Neavada LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time</i></p>
03/26/2020	<p> Opposition</p> <p>Filed By: Defendant Nevada Dept of Taxation</p> <p><i>Department of Taxation's Opposition to the Serenity Plaintiffs' Motion to Modify Preliminary Injunction</i></p>
03/26/2020	<p> Summons Electronically Issued - Service Pending</p> <p>Party: Consolidated Case Party Nevada Wellness Center, LLC</p> <p><i>Summons - GTI Nevada, LLC</i></p>
03/26/2020	<p> Summons Electronically Issued - Service Pending</p> <p>Party: Consolidated Case Party Nevada Wellness Center, LLC</p> <p><i>Summons - Libra Wellness Center, LLC</i></p>
03/26/2020	<p> Second Amended Complaint</p> <p><i>Second Amended Complaint and Petition for Judicial Review Or Writ of Mandamus</i></p>
03/26/2020	<p> Opposition to Motion</p> <p>Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC</p> <p><i>Essence Parties' Opposition to Motion to Modify Preliminary Injunction</i></p>
03/26/2020	<p> Motion to Seal/Redact Records</p> <p>Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana</p>

CASE SUMMARY

CASE NO. A-19-787004-B

LLC; Defendant Essence Henderson LLC

Motion to Seal Exhibit 2 to Essence Parties' Opposition to Motion to Modify Preliminary Injunction

03/26/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Sweet Goldy LLC

03/26/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Solace Enterprises, LLP

03/26/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - LNP, LLC

03/26/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Nevada Wellness Center, LLC

Summons - Medifarm IV, LLC

03/27/2020



Clerk's Notice of Hearing

Notice of Hearing

03/27/2020



Filed Under Seal

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

SEALED per Order 05/28/20 Exhibit 2 to Essence Parties' Opposition to Motion to Modify Preliminary Injunction

03/27/2020



Opposition

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Nevada Organic Remedies, LLC's Opposition to Qualcan's Petition for Writ of Mandamus

03/27/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Plaintiff Nevada Wellness Center, LLC's Opposition to Qualcan's Petition for Writ of Mandamus

03/27/2020



Response

Circles Farms LLC's Response to Qualcan LLC's Petition for Writ of Mandamus on Order Shortening Time

03/27/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Qualcan, LLC's Petition for Writ of Mandamus

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC's Opposition to Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453d.210(6) and All Joinders Thereto

03/27/2020



Motion for Summary Judgment

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC'S Motion for Summary Judgment on all Plaintiffs' Operative Complaints</i></p>
03/27/2020	<p> Response Filed by: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC'S Response to Rural Remedies, LLC'S Motion for Partial Summary Judgment</i></p>
03/27/2020	<p> Opposition and Countermotion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i></p>
03/27/2020	<p> Exhibits Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Exhibits A-C in Support of Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i></p>
03/27/2020	<p> Exhibits Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Exhibit D in Support of Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i></p>
03/27/2020	<p> Exhibits Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Exhibits E-I in Support of Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i></p>
03/27/2020	<p> Opposition to Motion to Compel Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Opposition to ETW Management Group LLC; Et. Al.'s Motion to Compel</i></p>
03/27/2020	<p> Opposition to Motion Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Opposition to Qualcan's Petition for Writ of Mandamus on Order Shortening Time</i></p>
03/27/2020	<p> Motion for Summary Judgment Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i></p>
03/27/2020	<p> Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Defendant Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i></p>
03/27/2020	<p> Opposition to Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to Qualcan, LLC's Petition for Writ of Mandamus</i></p>
03/27/2020	<p> Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Nevada Organic Remedies, LLC.'s</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

Opposition to Qualcan, LLC's Petition for Writ of Mandamus

03/27/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Greenmart of Nevada, LLC.'s Response in Opposition to Qualcan, LLC.'s Petition for Writ of Mandamus

03/27/2020



Joinder

Filed By: Defendant Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Nevada Wellness Center, LLC.'s Response in Opposition to Qualcan, LLC.'s Petition for Writ of Mandamus

03/27/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc; Defendant Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment

03/27/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiff's Federal and State Constitutional Claims

03/27/2020



Motion for Summary Judgment

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages

03/27/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Response in Opposition to Qualcan, LLC's Petition for Writ of Mandamus

03/27/2020



Errata

Filed By: Defendant Nevada Dept of Taxation
Errata to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

03/27/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Opposition to Deep Roots Medical LLC's Motion for Partial Summary Judgment and All Joinders Thereto

03/27/2020



Supplemental

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center, LLC s Supplemental Brief in Support of its Motion for Partial Summary Judgment on Second Claim for Relief, Specifically Related to Clear River, LLC

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Defendant Deep Roots Medical, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Deep Roots Medical LLC's Opposition to ETW's Motion for Partial Summary Judgment

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Other Qualcan LLC
Qualcan LLC's Opposition to Nevada Organic Remedies LL' s Motion for Partial Summary Judgment Based On Division of Internal Audits Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Other Qualcan LLC
Qualcan LLC's Opposition to Deep Roots Medical LLC's Motion for Partial Summary Judgment

03/27/2020



Opposition to Motion For Summary Judgment

Filed By: Other Qualcan LLC
Qualcan LLC's Opposition to Greenmart of Nevada NLV, LLC's Motion for Summary Judgment

03/27/2020



Motion for Summary Judgment

Filed By: Defendant Lone Mountain Partners LLC
Lone Mountain Partners, LLC's Motion for Summary Judgment

03/27/2020



Motion for Summary Judgment

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims

03/27/2020



Exhibits

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Exhibits A-G in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

03/27/2020



Exhibits

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Exhibit H in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

03/27/2020



Exhibits

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Exhibits I-O in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

03/27/2020



Exhibits

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Exhibits P-Q in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

03/27/2020



Opposition to Motion to Compel

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Opposition to ETW Plaintiffs' (1) Motion to Compel and (2) Motion to Compel Privilege Logs

CASE SUMMARY

CASE NO. A-19-787004-B

03/27/2020	 Motion in Limine Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i>
03/27/2020	 Motion for Summary Judgment Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essences Entities' Motion for Summary Judgment Against All Plaintiffs</i>
03/27/2020	 Appendix Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix in Support of the Essence Entities' Motion for Summary Judgment Against all Plaintiffs</i>
03/27/2020	 Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to Greenmart of Nevada NLV LLC's Response in Opposition to Qualcan, LLC's Petition for Writ of Mandamus</i>
03/27/2020	 Motion for Sanctions Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Motion for Case Terminating Sanctions</i>
03/27/2020	 Appendix Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix in Support of the Motion for Case Terminating Sanctions</i>
03/27/2020	 Stipulation and Order for Dismissal With Prejudice <i>(Dismissed 3/19/20 in case A786962) Stipulation and Order for Dismissal of Pure Tonic Concentrates, LLC from Second Amended Complaint Filed by Serenity Wellness Center In Case No. A-19-786962-B</i>
03/30/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/30/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
03/30/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder In Nevada Wellness Center, LLC's Opposition To Greenmart Of Nevada NLV LLC's Motion For Summary Judgment</i>
03/30/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder In Nevada Wellness Center, LLC's Opposition To Deep Roots Medical LLC's Motion For Partial Summary Judgment And All Joinders Thereto</i>
03/30/2020	 Joinder to Opposition to Motion

CASE SUMMARY

CASE NO. A-19-787004-B

Filed by: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder In Nevada Wellness Center, LLC's Opposition To Nevada Organic Remedies, LLC' Motion For Partial Summary Judgment Based On Division Of Internal Audit's Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453D.210(6) And All Joinders Thereto

03/30/2020



Joinder

Filed By: Consolidated Case Party Rural Remedies LLC
RURAL REMEDIES, LLC S JOINDER IN NEVADA WELLNESS CENTER, LLC S SUPPLEMENTAL BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF, SPECIFICALLY RELATED TO CLEAR RIVER

03/30/2020



Joinder to Opposition to Motion

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition To Deep Roots Medical LLC's Motion For Partial Summary Judgment

03/30/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder In Qualcan, LLC's Opposition To Nevada Organic Remedies, LLC's Motion For Partial Summary Judgment

03/30/2020



Order Denying Motion

Order Denying Defendant Jorge Pupo's Motion to Dismiss

03/30/2020



Order Granting Motion

Order Granting DH Flamingo Inc.'s Motion for Voluntary Dismissal with Prejudice of First Amended Complaint and Petition for Judicial Review

03/30/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Joinder to Lone Mountain Partners LLC's Motion for Summary Judgment

03/30/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

03/30/2020



Opposition to Motion to Compel

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Opposition to the ETW Plaintiffs' Motion to Compel

03/30/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Opposition To Nevada Organic Remedies' Motion For Partial Summary Judgment

03/30/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Rural Remedies LLC
Exhibit 1

03/30/2020






Notice of Entry of Order

Filed By: Consolidated Case Party D H Flamingo Inc
Notice of Entry of Order Granting DH Flamingo, Inc.'s Motion for Voluntary Dismissal with Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time

CASE SUMMARY

CASE NO. A-19-787004-B

03/30/2020	 Reply in Support <i>MM Development Company, Inc.'s Reply in Support of Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim</i>
03/30/2020	 Opposition to Motion to Compel Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Opposition to Plaintiff's Motion to Compel Supplemental Responses</i>
03/30/2020	 Opposition to Motion to Compel Filed By: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Opposition to Plaintiff's Motion to Compel Privilege Logs and Counter Motion for Sanctions Pursuant to NRCP 37</i>
03/30/2020	 Opposition to Motion to Compel Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Opposition To ETW Plaintiffs' Motion To Compel</i>
03/31/2020	 Notice of Entry Filed By: Consolidated Case Party Rural Remedies LLC <i>NOTICE OF ENTRY OF ORDER DENYING DEFENDANT JORGE PUPO S MOTION TO DISMISS</i>
03/31/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Opposition to Lone Mountain Partners, LLC's Motion for Summary Judgment</i>
03/31/2020	 Exhibits <i>EXHIBIT 1 TO RURAL REMEDIES, LLC S OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC S MOTION FOR SUMMARY JUDGMENT</i>
03/31/2020	 Exhibits Filed By: Consolidated Case Party Rural Remedies LLC <i>EXHIBIT 2 TO RURAL REMEDIES, LLC S OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC S MOTION FOR SUMMARY JUDGMENT</i>
03/31/2020	 Joinder Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC <i>CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C. S JOINDER TO VARIOUS OPPOSITIONS</i>
03/31/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Clear River, LLC <i>Clear River's Joinder to DOT's Opposition to ETW's Motion for Partial Summary Judgment and Countermotion</i>
03/31/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Clear River, LLC <i>Clear River's Joinder to Deep Roots Opposition to ETW's Motion for Partial Summary Judgment</i>
03/31/2020	 Joinder To Motion Filed By: Defendant Clear River LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Clear River LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiff's Federal and State Constitutional Claims

03/31/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River, LLC's Joinder to the Essence Entities Motion for Summary Judgment Against All Plaintiffs

03/31/2020



Joinder to Motion in Limine

Filed By: Defendant Clear River LLC
Clear River, LLC's Joinder Essence Entities Motion In Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30(b)(6) Designee

03/31/2020



Joinder To Motion

Filed By: Defendant Clear River LLC
Clear River LLC's Joinder Lone Mountains Partners LLC's Motion for Summary Judgment

03/31/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River LLC's Joinder to Essence Entities Motion for Case Terminating Sanctions

03/31/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River LLC's Joinder to Department of Taxations Motion for Summary Judgment on Plaintiff's Mandamus Claims

03/31/2020



Joinder

Filed By: Counter Defendant Green Therapeutics LLC
Joinder to Various Oppositions

04/01/2020



Joinder to Opposition to Motion

Filed by: Counter Defendant ETW Management Group LLC
Joinder to Nevada Wellness Center, LLC s Opposition To Qualcan, LLC s Petition For Writ Of Mandamus

04/01/2020



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC s Joinder to Essence Entities Motion for Case Terminating Sanctions

04/01/2020



Joinder to Motion in Limine

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC s Joinder to Essence Entities Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee

04/01/2020



Joinder to Motion For Summary Judgment

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC s Joinder to Department of Taxation s Motion for Summary Judgment on Plaintiffs Federal and State Constitutional Claims

04/01/2020



Joinder to Motion For Summary Judgment

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC s Joinder to Department of Taxation s Motion for Summary Judgment on Plaintiffs Claims on Damages

04/01/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder to Motion For Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC s Joinder to Department of Taxation s Motion for Summary Judgment on Plaintiffs Mandamus Claims</i>
04/01/2020	 Joinder to Motion For Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC s Joinder to Lone Mountain Partners, LLC s Motion for Summary Judgment</i>
04/01/2020	 Joinder to Motion For Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Essence Entities' Motion for Summary Judgment Against All Plaintiffs</i>
04/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Greenmart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Opposition to Qualcan, LLCs Petition for Writ of Mandamus</i>
04/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC s Joinder to Department of Taxation s Opposition to Qualcan, LLC s Petition for Writ of Mandamus</i>
04/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC s Joinder to Nevada Wellness Center LLC s Opposition to Qualcan, LLC s Petition for Writ of Mandamus</i>
04/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC s Joinder to Department of Taxation s Opposition to ETW s Motion for Partial Summary Judgment and Countermotion for Partial Summary Judgment</i>
04/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Greenmart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Opposition to ETW's Motion for Partial Summary Judgment</i>
04/01/2020	 Joinder to Motion For Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots' Joinder to Motion for Summary Judgment on Mandamus Claims</i>
04/01/2020	 Joinder to Motion For Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots' Joinder to the Essence Entities' Motion for Summary Judgment Against All Plaintiffs</i>
04/01/2020	 Joinder to Motion in Limine Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots' Joinder to the Essence Entities' Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30(b)(6) Designee</i>
04/01/2020	 Joinder To Motion

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots' Joinder to Motion for Case Terminating Sanctions

04/01/2020



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Joinders to Various Briefs

04/01/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to the Essence Parties' Opposition to Motion to Modify Preliminary Injunction

04/01/2020



Joinder to Opposition to Motion

Lone Mountain Partners, LLC's Joinder to Department of Taxation's Opposition to the Serenity Plaintiff's Motion to Modify Preliminary Injunction

04/01/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Qualcan, LLC's Petition for Writ of Mandamus

04/01/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to Department of Taxation's Opposition to Qualcan, LLC's Petition for Writ of Mandamus

04/01/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Opposition to ETW Plaintiffs' Motion for Partial Summary Judgment and Countermotion for Summary Judgment

04/01/2020



Joinder To Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

04/01/2020



Joinder To Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Motion for Summary Judgment on Plaintiff's Mandamus Claims

04/01/2020



Joinder To Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to The Essence Entities' Motion for Summary Judgment Against All Plaintiffs

04/01/2020



Joinder To Motion

Filed By: Defendant Lone Mountain Partners LLC
Lone Mountain Partners, LLC's Joinder to the Essence Entities' Motion In Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30(B)(6) Designee

04/01/2020



Joinder To Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to the Essence Parties' Motion for Case Terminating Sanctions

CASE SUMMARY

CASE NO. A-19-787004-B

04/01/2020	 Reply Filed by: Other Qualcan LLC <i>Qualcan, LLC's Reply In Support of Petition for Writ of Mandamus on Order Shortening Time</i>
04/02/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Various Motions and Oppositions</i>
04/02/2020	 Joinder Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Joinder to Various Briefs</i>
04/02/2020	 Notice of Withdrawal of Motion Filed By: Consolidated Case Party TGIG, LLC <i>Notice of Withdrawal of Motion to Modify Preliminary Injunction</i>
04/02/2020	 Opposition to Motion to Dismiss Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection Of Nevada, LLC s Limited Opposition To Strive Wellness Of Nevada LLC s Motion To Voluntarily Dismiss And/Or Withdraw Strive Wellness Of Nevada s Complaint In Intervention And Dismiss As Party From Matter Entirely</i>
04/02/2020	 Joinder To Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection Of Nevada, LLC's Joinder To Various Briefs</i>
04/03/2020	 Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO VARIOUS MOTIONS AND BRIEFS</i>
04/03/2020	 Joinder to Motion For Summary Judgment <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Joinders to Various Briefs</i>
04/03/2020	 Order <i>Order on Serenity Wellness Center, LLC's Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center LLC as a Plaintiff</i>
04/03/2020	 Opposition Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Opposition to ETW Plaintiffs' Motion to Compel Privilege Logs</i>
04/03/2020	 Opposition Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Opposition to ETW Plaintiffs' Motion to Compel</i>
04/03/2020	 Motion to Reconsider <i>Clear River, LLC's Motion to Reconsider the Court's Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez for Deposition on Order Shortening Time</i>
04/03/2020	 Joinder to Motion in Limine Filed By: Defendant Circle S Farms LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Circle S Farms LLC s Joinder To The Essence Entities Motion In Limine To Preclude Plaintiffs From Admitting Evidence Contrary To Their NRCP 30(B)(6) Designee

04/03/2020



Joinder

Circle's Farms LLC's Joinder to The Essence Entities Motion for Case Terminating Sanctions

04/03/2020



Joinder to Motion For Summary Judgment

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC s Joinder To Department Of Taxation s Motion For Summary Judgment On Plaintiffs Claims For Damages

04/03/2020



Joinder

Circle S Farms LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiff S Mandamus Claims

04/03/2020



Joinder

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC's Limited Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

04/03/2020



Joinder

Circle S Farms LLC's Joinder to Deep Roots Medical LLC's Opposition to ETW'S Motion for Partial Summary Judgment

04/03/2020



Joinder

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC's Joinder to Lone Mountain partners, LLC's Motion for Summary Judgment

04/03/2020



Joinder

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC's Joinder to the Essence Entities Motion for Summary Judgment Against All Plaintiff's

04/03/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO ETW PLAINTIFFS MOTION FOR PARTIAL SUMMARY JUDGMENT AND COUNTERMOTION FOR PARTIAL SUMMARY JUDGMENT

04/03/2020



Motion to Compel

Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce Additional Documents on Order Shortening Time

04/03/2020



Motion to Quash

Filed By: Defendant Pupo, Jorge

Defendant Pupo's Objection and Motion to Quash Subpoena Duces Tecum Served on AT&T and Request for Attorneys' Fees on Order Shortening Time

04/03/2020



Motion for Summary Judgment

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC.,

D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Motion for Summary Judgment Against MM Development Company, Inc.

04/03/2020



Appendix

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra

CASE SUMMARY

CASE NO. A-19-787004-B

Holdings INC.,

Appendix to D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Motion for Summary Judgment Against MM Development Company, Inc.

04/03/2020



Joinder To Motion

Filed By: Consolidated Case Party TGIG, LLC

Joinder To Rural Remedies, LLC's Motion For Partial Summary Judgment And All Joinders Thereto

04/03/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party TGIG, LLC

Joinder To ETW Management Group LLC's Motion For Partial Summary Judgment And All Joinders Thereto

04/03/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC's Motion For Partial Summary Judgment On First Claim For Relief And All Joinders Thereto

04/03/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC's Motion For Summary Judgment On First Claim For Relief And All Joinders Thereto

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC s Opposition To Deep Root Medical LLC s Motion For Partial Summary Judgment And All Joinders Thereto

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC s Opposition To Greenmart Of Nevada LNV LLC s Motion For Summary Judgment

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC s Opposition To Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC s Motion For Partial Summary Judgment Based On Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453d.210(6) And All Joinders Thereto

04/03/2020



Joinder to Motion For Partial Summary Judgment

Filed By: Consolidated Case Party TGIG, LLC

Joinder To Nevada Wellness Center, LLC's Motion For Partial Summary Judgment On Third, Fourth, And Fifth Claims For Relief And All Joinders Thereto

04/03/2020



Clerk's Notice of Hearing

Notice of Hearing

04/03/2020



Joinder to Opposition to Motion

Filed by: Counter Defendant ETW Management Group LLC

Joinder To Nevada Wellness Center, LLC s Opposition To Nevada Organic Remedies LLC s Motion For Partial Summary Judgment Based On The Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To Nrs 453d.210(6)

04/03/2020



Joinder to Opposition to Motion

CASE SUMMARY

CASE NO. A-19-787004-B

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness of Nevada, LLC's Joinder To Nevada Wellness Center, LLC's Opposition To Deep Roots Medical LLC's Motion For Partial Judgment And All Joinders Thereto

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Nevada Wellness Center, LLC's Opposition To Nevada Organic Remedies LLC s Motion For Partial Summary Judgment Based On Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453d.210(6) And All Joinders Thereto

04/03/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Qualcan, LLC s Opposition To Deep Roots Medical LLC s Motion For Summary Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Qualcan, LLC s Opposition To Greenmart Of Nevada NLV LLC s Motion For Summary Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Qualcan LLC's Opposition To Nevada Organic Remedies LLC s Motion For Partial Summary Judgment Based On Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453d.210(6) And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder To Nevada Wellness Center, LLC s Opposition To Deep Roots Medical LLC s Motion For Partial Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder To Nevada Wellness Center, LLC s Opposition To Greenmart Of Nevada NLV LLC s Motion For Summary Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder To Nevada Wellness Center, LLC's Opposition To Nevada Organic Remedies LLC s Motion For Partial Summary Judgment Based On Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453d.210(6) And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder To Qualcan, LLC s Opposition To Deep Roots Medical LLC s Motion For Summary Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Natural Medicine LLC s Joinder To Qualcan, LLC s Opposition To Greenmart Of Nevada NLV LLC s Motion For Summary Judgment And All Joinders Thereto

04/03/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder To Qualcan LLC's Opposition To Nevada Organic Remedies LLC s Motion For Partial Summary Judgment Based On Division Of Internal Audit s Final Report On Impartial And Objective Licensing Process Pursuant To NRS 453d.210(6) And All Joinders Thereto

04/06/2020



Clerk's Notice of Hearing

Notice of Hearing

04/06/2020



Motion to Withdraw As Counsel

Filed By: Counter Defendant Green Therapeutics LLC
Motion to Withdraw as Counsel for Green Therapeutics, LLC

04/07/2020



Clerk's Notice of Hearing

Notice of Hearing

04/07/2020



Transcript of Proceedings

Transcript of Proceedings: Telephone Conference Re Scheduling

04/07/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on to Strike/Dismiss DH Flamingo's Counterclaim, Motion to Modify Preliminary Injunction, and Motion for Summary Judgment

04/08/2020



Answer

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Answer to Defendant Rural Remedies, LLC s Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

04/08/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to Nevada Wellness Center LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

04/08/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Answer to Defendant Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

04/08/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to Nevada Wellness Center LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

04/08/2020



Order Granting Motion

Order Granting MM Development Company, Inc. and LivFree Wellness, LLC's Motion to Compel Greenmart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition

04/08/2020



Answer to Amended Complaint

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Answer to Rural Remedies, LLC's Amended Complaint

CASE SUMMARY

CASE NO. A-19-787004-B

in Intervention, Petition for Judicial Review or Writ of Mandamus

04/08/2020	 Withdrawal of Motion Filed by: Defendant Pupo, Jorge <i>Withdrawal of Pupo's Objection and Motion to Quash Subpoena Duces Tecum to AT&T and Request for Attorney's Fees</i>
04/08/2020	 Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Answer to Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
04/08/2020	 Notice of Withdrawal of Attorney Filed by: Consolidated Case Party Bioneva Innovations of Carson City LLC <i>Notice of Withdrawal as Attorney</i>
04/09/2020	 Order <i>Order Denying MM Development Company, Inc.'s Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim</i>
04/09/2020	 Answer to Amended Complaint <i>Circle S Farms LLC's Answer to Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
04/09/2020	 Answer to Amended Complaint <i>Circle S Farms LLC's Answer to Nevada Wellness Center LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
04/09/2020	 Opposition Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Opposition to Plaintiff Nevada Wellness Center's Motion to Compel</i>
04/09/2020	 Opposition to Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Opposition to Clear River, LLC s Motion to Reconsider the Court s Order Granting Plaintiff Nevada Wellness Center, LLC s Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez for Deposition on Order Shortening Time</i>
04/09/2020	 Notice of Entry of Order Filed By: Consolidated Case Party D H Flamingo Inc <i>Notice of Entry of Order Denying MM Development Company, Inc.'s Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim</i>
04/10/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i>
04/10/2020	 Exhibits Filed By: Consolidated Case Party Rural Remedies LLC <i>Exhibit 1 to Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Federal and State Constitutional Claims</i>
04/10/2020	 Notice of Entry of Order

CASE SUMMARY

CASE NO. A-19-787004-B

Notice of Entry of Order

04/10/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>RURAL REMEDIES, LLC S OPPOSITION TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS CLAIMS FOR DAMAGES</i>
04/10/2020	 Exhibits Filed By: Consolidated Case Party Rural Remedies LLC <i>Exhibit 1 to Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/10/2020	 Exhibits Filed By: Consolidated Case Party Rural Remedies LLC <i>Exhibit 2 to Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/10/2020	 Exhibits Filed By: Consolidated Case Party Rural Remedies LLC <i>Exhibit 3 to Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/10/2020	 Answer to Amended Complaint Filed By: Defendant Pupo, Jorge <i>(A787540) Defendant Pupo's Answer to Nevada Wellness Center's Second Amended Complaint, Petition for Judicial Review or Writ of Mandamus</i>
04/10/2020	 Reply in Support Filed By: Counter Defendant ETW Management Group LLC <i>Reply in Support of Motion to Compel and Motion to Compel Privilege Logs</i>
04/13/2020	 Order Shortening Time <i>Order Shortening Time to Hear Strive Wellness of Nevada LLC's Motion to Voluntarily Dismiss and/or Withdraw Strive Wellness of Nevada's Complaint in Intervention and Dismiss as Party from Matter Entirely</i>
04/13/2020	 Amended Notice of Taking Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Amended Notice of Taking Deposition of Jeremy Aguero</i>
04/13/2020	 Amended Notice of Taking Deposition <i>Lone Mountain Partners, LLC's Amended Notice of Taking Videoconference Deposition of Ron Seigneur</i>
04/13/2020	 Amended Notice of Taking Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Amended Notice of Taking Videoconference Deposition of Larry N. Holifield</i>
04/13/2020	 Amended Notice of Taking Deposition Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Amended Notice of Taking Videoconference Deposition of Greg Smith</i>
04/14/2020	 Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC'S Joinder to Rural Remedies, LLC Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims and all Joinders thereto</i></p>
04/14/2020	<p> Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>DEFENDANT/PLAINTIFF IN INTERVENTION RURAL REMEDIES, LLC S OPPOSITION TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS MANDAMUS CLAIMS</i></p>
04/14/2020	<p> Supplement to Opposition Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Supplemental Brief in Support of Opposition to ETW Management Group LLC; Et Al.'s Motion to Compel</i></p>
04/14/2020	<p> Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motion for Reconsideration and Motion to Compel</i></p>
04/14/2020	<p> Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Joinder to Rural Remedies, LLC s Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Federal and State Constitutional Claims</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Joinder to Rural Remedies, LLC's Opposition to Defendant Nevada Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Various Oppositions</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Rural Remedies LLC's Opposition to Dept. of Taxation's MSJ on Plaintiff's Federal and State Constitutional Claims</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Rural Remedies, LLC's Opposition to Nevada Department of Taxation's Motion for Summary Judgment on Plaintiff's Federal and State Constitutional Claims</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Joinder to Rural Remedies, LLC Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims and all Joinders thereto</i></p>
04/14/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness of Nevada LLC'S Joinder to Rural Remedies, LLC Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages and all Joinders thereto</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

04/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC'S Joinder to Rural Remedies, LLC Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages and all Joinders thereto

04/14/2020



Answer to Amended Complaint

Filed By: Defendant Pupo, Jorge
Defendant Pupo's Answer to Rural Remedies' Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

04/14/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.
Notice of Entry of Order Granting MM Development Company, Inc. and LivFree Wellness, LLC's Motion to Compel Greenmart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Depositions

04/14/2020



Motion to Dismiss

Filed By: Consolidated Case Party Clear River, LLC
Defendant in Intervention, Clear River LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine's Complaint for Failing to Comply with NRS 233B.130 (2)(d)

04/15/2020



Motion

Euphoria Wellness LLC's Motion to be Dismiss as a Party and Withdraw It's Notice of Intent to Participate and Ex Parte Application for Order Shortening Time

04/15/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Rural Remedies LLC
Defendant/Plaintiff in Intervention Rural Remedies, LLC's Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment

04/15/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Rural Remedies LLC
Defendant/Plaintiff in Intervention Rural Remedies, LLC's Opposition to the Essence Entities' Motion for Summary Judgment as to All Plaintiffs

04/15/2020



Joinder To Motion

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc. s Joinder To Clear River, LLC s Motion To Dismiss

04/15/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Reply in Support of Motion to Compel and Motion to Compel Privilege Logs

04/15/2020



Joinder To Motion

Filed By: Defendant Deep Roots Medical, LLC
Defendant Deep Roots Medical LLC's Joinder to Clear River, LLC's Motion to Dismiss

04/15/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Natural Medicine, LLC s Joinder To Rural Remedies, LLC s Opposition To Department Of Taxation s Motion For Summary Judgment On Plaintiffs Mandamus Claims And All Joinders Thereto

04/15/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC s Joinder To Rural Remedies, LLC s Opposition To Essence Entities Motion For Summary Judgment As To All Plaintiffs And All Joinders Thereto

04/15/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Rural Remedies, LLC s Opposition To Department Of Taxation s Motion For Summary Judgment On Plaintiffs Mandamus Claims And All Joinders Thereto

04/15/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness Of Nevada, LLC s Joinder To Rural Remedies, LLC s Opposition To Essence Entities Motion For Summary Judgment As To All Plaintiffs And All Joinders Thereto

04/15/2020



Clerk's Notice of Hearing

Notice of Hearing

04/15/2020



Joinder to Motion For Summary Judgment

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages

04/16/2020



Certificate of Service

Filed by: Consolidated Case Party Euphoria Wellness LLC
CERTIFICATE OF SERVICE OF EUPHORIA WELLNESS, LLC S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME

04/16/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Carson City Solutions LLC

04/16/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Nevada Botanical Science, Inc.,

04/16/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service -5Seat Investments L.L.C.,

04/17/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

04/17/2020



Opposition to Motion For Summary Judgment

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motions for Summary Judgment on its Second, Third, Fourth and Fifth Claims for Relief

04/17/2020



Opposition to Motion For Summary Judgment

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to Rural Remedies, LLC's Motion for Partial Summary Judgment</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i></p>
04/17/2020	<p> Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC'S Motion To Enlarge Time For Service</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Appendix of Exhibits in Support of Opposition to Nevada Wellness' Motion for Summary Judgment on First Claim for Relief</i></p>
04/17/2020	<p> Appendix Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Appendix of Exhibits in Support of Opposition to Nevada Wellness' Motion for Summary Judgment on First Claim for Relief</i></p>
04/17/2020	<p> Motion to Seal/Redact Records Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Motion to Seal Exhibit F to its Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its First Claim for Relief</i></p>
04/17/2020	<p> Filed Under Seal Filed By: Defendant Nevada Dept of Taxation <i>SEALED Per Order 5/27/20 Under Seal Submission of Exhibit F to Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Opposition to Rural Remedies, LLC's Motion for Partial Summary</i></p>
04/17/2020	<p> Exhibits Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Appendix of Exhibits in Support of GreenMart of Nevada NLV LLC's Opposition to Rural Remedies, LLC's Motion for Partial Summary</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motions for Summary Judgment on Its First and Second Claim for Relief</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for summary Judgment on Its third, Fourth, and Fifth Claim for Relief; and Counter-motion for Summary Judgment</i></p>
04/17/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Greenmart of Nevada NLV, LLC's Opposition to Rural Remedies, LLC's Motion for Partial Summary Judgment</i>
04/17/2020	 Joinder to Opposition to Motion Filed by: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Nevada Organic Remedies, LLC's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its Third, Fourth, and Fifth Claim for Releif and Countermotion for Summary Judgment</i>
04/17/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Nevada Organic Remedies, LLC's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its First and Second Claim for Relief</i>
04/17/2020	 Joinder To Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, Llc S Joinder To Defendant In Intervention, Clear River, Llc S Motion To Dismiss: (1) Nevada Wellness Center, Llc S Second Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus; (2) Strive Wellness Of Nevada, Llc S Complaint; (3) Rural Remedies, Llc S Amended Complaint; (4) Qualcan, Llc S Amended Complaint; (5) High Sierra Holistics, Llc S Complaint; And (6) Natural Medicine, Llc S Complaint For Failing To Comply With Nrs 233b.130(2)(D)</i>
04/17/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
04/17/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Opposition to Nevada Wellness Center LLC's Motion for Summary Judgment on First Claim for Relief</i>
04/17/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
04/17/2020	 Appendix Filed By: Defendant Deep Roots Medical, LLC <i>Appendix in Support of Deep Roots Medical LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief</i>
04/17/2020	 Opposition Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Partial Summary Judgment on Second Claim for Relief</i>
04/17/2020	 Opposition Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief</i>
04/17/2020	 Opposition

CASE SUMMARY

CASE NO. A-19-787004-B

	Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Opposition to Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i>
04/17/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Joinder to Defendant/Plaintiff in Intervention Rural Remedies, LLC s Opposition to GreenMart of Nevada NLV LLC s Motion for Summary Judgment</i>
04/17/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Joinder to Defendant/Plaintiff in Intervention Rural Remedies, LLC s Opposition to the Essence Entities Motion for Summary Judgment as to All Plaintiffs</i>
04/17/2020	 Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Joinder to Defendant/Plaintiff in Intervention Rural Remedies, LLC s Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Mandamus Claims</i>
04/17/2020	 Opposition to Motion in Limine Filed By: Consolidated Case Party TGIG, LLC <i>PLAINTIFFS' OPPOSITION TO ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(b)(6) DESIGNEE</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Lone Mountain Partners LLC's Motion for Summary Judgment</i>
04/17/2020	 Appendix Filed By: Consolidated Case Party TGIG, LLC <i>APPENDIX IN SUPPORT OF PLAINTIFFS' OPPOSITION ESSENCE TO ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Pure Tonic Concentrates LLC:s Motion for Summary Judgment</i>
04/17/2020	 Opposition to Motion Filed By: Consolidated Case Party TGIG, LLC <i>PLAINTIFFS' OPPOSITION TO ESSENCE PARTIES' MOTION FOR TERMINATING SANCTIONS</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Essence Entities' Motion for Summary Judgment Against All Plaintiffs</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to DOT's Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/17/2020	 Appendix Filed By: Consolidated Case Party TGIG, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

APPENDIX IN SUPPORT OF PLAINTIFFS' OPPOSITION ESSENCE ENTITIES MOTION FOR TERMINATING SANCTIONS

04/17/2020



Opposition to Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to the Department of Taxation s Motion for Summary Judgment on Plaintiffs Mandamus Claims

04/17/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Joinder to Rural Remedies, LLC's Opposition to Nevada Organic Remedies Motion for Partial Summary Judgment

04/17/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Essence Entities Motion in Limine to Preclude Plaintiff s from Admitting Evidence That Is Contrary to Their NRCP 30(b)(6) Designee

04/17/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Federal and State Constitutional Claims and All Joinders Thereto

04/17/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Claims for Damages

04/17/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Lone Mountain Partners LLC s Motion for Summary Judgment and All Joinders Thereto

04/17/2020



Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Essence Entities Motion for Summary Judgment Against All Plaintiffs and All Joinders Thereto

04/17/2020



Opposition

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiff's Claims for Damages

04/17/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party TGIG, LLC
Opposition Of TGIG Plaintiffs To Department Of Taxation s Motion For Summary Judgment On The TGIG Plaintiffs Mandamus Claims And Counter-Motion For Summary Judgment In Favor Of The TGIG Plaintiffs And Against The Nevada Department Of Taxation With Respect To All Claims Brought By The TGIG Plaintiffs In This Action

04/17/2020



Opposition

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiff's Mandamus Claims



04/17/2020



Opposition to Motion

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Opposition to Rural Remedies Motion for Partial Summary Judgment</i></p>
04/17/2020	<p> Exhibits Filed By: Consolidated Case Party Clear River, LLC <i>Appendix of Exhibits to Clear River's Opposition to Rural Remedies Motion for Partial Summary Judgment</i></p>
04/17/2020	<p> Opposition Filed By: Counter Defendant ETW Management Group LLC <i>Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiff's Federal and State Constitutional Claims</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Opposition of TGIG Plaintiffs' To Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and Constitutional Claims</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's 1) Motion For Partial Summary Judgment on Second Claim for Relief; and 2) Supplemental Brief in Support of its Motion For Partial Summary Judgment on Second Claim for Relief; Specifically Related To Clear River, LLC</i></p>
04/17/2020	<p> Appendix Filed By: Consolidated Case Party Clear River, LLC <i>Appendix of Exhibits in Support of Clear River, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's: 1) Motion for Partial Summary Judgment on Second Claim for Relief; and 2) Supplemental Brief in Support of its Motion For Partial Summary Judgment on Second Claim for Relief, Specifically Related to Clear River, LLC</i></p>
04/17/2020	<p> Motion to Seal/Redact Records Filed By: Counter Defendant ETW Management Group LLC <i>Plaintiffs' Motion to Seal and Redact Various Filings</i></p>
04/17/2020	<p> Opposition Filed By: Counter Defendant ETW Management Group LLC <i>Plaintiff's Opposition to the Essence Entities' Motion in Limine to Preclude Plaintiffs From Admitting Evidence Contrary to Their NRCP 30(b)(6)Designee</i></p>
04/17/2020	<p> Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief</i></p>
04/17/2020	<p> Appendix Filed By: Defendant Deep Roots Medical, LLC <i>Appendix in Support of Deep Roots Medical LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief</i></p>
04/17/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Opposition <i>Qualcan LLC's Opposition to the Essence Entities Motion for Summary Judgment Against All Plaintiffs</i>
04/17/2020	 Opposition <i>Qualcan LLC's Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Mandamus Claims</i>
04/17/2020	 Opposition <i>Qualcan LLC's Opposition to Department of Taxation s Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Plaintiffs' Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment and Joinder to Nevada Wellness Center LLC's Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment and Joinder to Qualcan LLC's Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment</i>
04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Plaintiffs' Opposition to the Essence Entities' Motion for Summary Judgment</i>
04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion for Summary Judgment</i>
04/17/2020	 Opposition <i>Qualcan LLC's Opposition to Essence Entities Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i>
04/17/2020	 Opposition Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Parties' Omnibus Opposition to all Plaintiffs' Motions for Summary Judgment</i>
04/17/2020	 Objection Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Parties' Objection to Evidence Offered in Support of Plaintiffs' Motion for Summary Judgment</i>
04/17/2020	 Appendix Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix in Support of the Essence Entities' Omnibus Opposition to all Plaintiffs' Motions for Summary Judgment</i>
04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Appendix of Exhibits in Support of ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment (Exhibits 1-36)</i>

CASE SUMMARY

CASE NO. A-19-787004-B

04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Appendix of Exhibits in Support of ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment (Exhibits 37-40)</i>
04/17/2020	 Opposition Filed By: Counter Defendant ETW Management Group LLC <i>Plaintiffs' Opposition to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i>
04/17/2020	 Filed Under Seal Filed By: Counter Defendant ETW Management Group LLC <i>Sealed per Court Minutes 5/22/2020 Appendix of Exhibits in Support of ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment (Exhibits 41-50)</i>
04/17/2020	 Joinder to Motion For Summary Judgment Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC <i>Tryke Companies So Nv, Llc, Tryke Companies Reno, Llc, And Nuleaf Incline Dispensary, Llc S Joinder To Motions For Summary Judgment</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Brief Only)</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. A, Part 1 of 2)</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. A, Part 2 of 2)</i>
04/17/2020	 Joinder <i>TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S JOINDER TO OPPOSITIONS TO THE ESSENCE ENTITIES MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE</i>
04/17/2020	 Joinder Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC <i>TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S JOINDER TO OPPOSITIONS</i>
04/17/2020	 Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. B)</i>
04/17/2020	 Opposition to Motion For Summary Judgment

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. C)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. D)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. E, Part 1 of 2)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. E, Part 2 of 2)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. F, Part 1 of 2)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. F, Part 2 of 2)</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC s Opposition To The ETW Plaintiffs Motion For Partial Summary Judgment (Ex. G)</i></p>
04/17/2020	<p> Opposition Filed By: Consolidated Case Party Strive Wellness of Nevada LLC <i>Strive Wellness Of Nevada LLC s Omnibus Opposition To All Motions For Summary Judgment Against Plaintiffs</i></p>
04/17/2020	<p> Motion Filed By: Consolidated Case Party Natural Medicine LLC <i>(4/21/20 Withdrawn) Natural Medicine LLC s Motion For Voluntary Withdrawal Of Complaint In Intervention And Dismissal</i></p>
04/17/2020	<p> Motion to Dismiss Filed By: Consolidated Case Party Green Life Productions LLC <i>Green Life Productions, LLC's Motion to be Dismissed as a Party and Withdraw Its Motion for Intent to Participate and Ex Parte Application for Order Shortening Time</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment <i>Qualcan LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Federal and State Constitutional Claims</i></p>
04/17/2020	<p> Opposition to Motion For Summary Judgment <i>Qualcan LLC's Opposition Lone Mountain Partners, LLC's Motion for Summary Judgment</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

04/20/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
04/20/2020	 Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Answer to Nevada Wellness Center, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
04/20/2020	 Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Various Brief's in Opposition</i>
04/20/2020	 Joinder To Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection Of Nevada, LLC s Joinder To Clear River, LLC s Motion To Dismiss</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Joinder to Various Oppositions to Motions for Summary Judgment</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiffs ETW Management Group LLC Et Al.'s Opposition to Deep Roots Medical LLC'S Motion for Partial Summary Judgment</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiffs ETW Management Group LLC Et Al.'s Opposition to Department Of Taxation's Motion For Summary Judgment On Plaintiffs Federal And State Constitutional Claims</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiffs ETW Management Group LLC Et Al.'s Opposition to Department Of Taxation's Motion For Summary Judgment On Plaintiffs Mandamus Claims</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiffs ETW Management Group LLC Et Al.'s Opposition to Essence Entitie's Motion In Limine To Preclude Plaintiffs From Admitting Evidence Contrary To Their NRCP 30(b)(6) Designee</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs Claims for Damages</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal And State Constitutional Claims And All Joinders Thereto</i>
04/20/2020	 Joinder to Opposition to Motion

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to The Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Essence Entities' Motion For Summary Judgment Against All Plaintiffs and All Joinders Thereto</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Essence Entities' Motion For Summary Judgment and All Joinders Thereto</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Essence Entities' Motion In Limine to Preclude Plaintiffs from Admitting Evidence That Is Contrary To Their NRCP 30(b) (6) Designee</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Opposition to Lone Mountain Partners LLC's Motion for Summary Judgment and All Joinders Thereto</i></p>
04/20/2020	<p> Joinder to Opposition to Motion <i>Rural Remedies, LLC's Joinder in Plaintiff's Opposition to Department Of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiff's Opposition to Essence Entities' Motion for Terminating Sanctions</i></p>
04/20/2020	<p> Joinder to Opposition to Motion <i>Rural Remedies, LLC's Joinder in Plaintiff's Opposition to Essence Entities' Motion for Summary Judgment Against all Plaintiffs</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiff's Opposition to Essence Entities' Motion In Limine to Preclude Plaintiffs from Admitting Evidence That Is Contrary To Their NRCP 30(b) (6) Designee</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Plaintiff's Opposition to To Pure Tonic Concentrates LLC's Motion For Summary Judgment</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Department Of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages</i></p>
04/20/2020	<p> Joinder to Opposition to Motion Filed by: Consolidated Case Party Rural Remedies LLC</p>

CASE SUMMARY

CASE NO. A-19-787004-B

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Department Of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

04/20/2020



Joinder to Opposition to Motion

Filed by: Defendant Deep Roots Medical, LLC

Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motions for Summary Judgment on Its Second, Third, Fourth and Fifth Claims for Relief

04/20/2020



Answer to Amended Complaint

Filed By: Defendant Nevada Dept of Taxation

Department of Taxation's Answer to EWT Management Group, LLC Parties' Third Amended Complaint

04/20/2020



Joinder to Opposition to Motion

Filed by: Defendant Deep Roots Medical, LLC

Defendant Deep Roots Medical LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on Its Third, Fourth, and Fifth Claim for Relief; and Countermotion for Summary Judgment

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Opposition To The ETW Plaintiffs' Motion For Partial Summary Judgment

04/20/2020



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to The Essence Parties' Objection to Evidence Offered in Support of Plaintiffs' Motion for Summary Judgment

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Essence Parties' Omnibus Opposition to all Plaintiffs' Motions for Summary Judgment

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Opposition to Nevada Wellness Center LLC's Motion for Summary Judgment on First Claim for Relief

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Thrive's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief

04/20/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its Third, Fourth, and Fifth Claim for Relief and Countermotion for Summary Judgment</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its First and Second Claim for Relief</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motions for Summary Judgment on its Second, Third, Fourth and Fifth Claims for Relief</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness' Motion for Summary Judgment on First Claim for Relief</i>
04/20/2020	 Joinder to Opposition to Motion <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Rural Remedies, LLC's Motion for Partial Summary Judgment</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Clear River's Opposition to Rural Remedies LLC's Motion for Partial Summary Judgment</i>
04/20/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Clear River, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's 1) Motion For Partial Summary Judgment on Second Claim for Relief; and 2) Supplemental Brief in Support of its Motion For Partial Summary Judgment on Second Claim for Relief, Specifically Related To Clear River, LLC</i>
04/20/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Clear River LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC s Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan s Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine s Complaint for Failing to Comply with NRS 233B.130 (2)(d)</i>
04/20/2020	 Answer to Amended Complaint Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Answer to Qualcan's Second Amended Complaint</i>
04/20/2020	 Opposition to Motion Filed By: Counter Defendant ETW Management Group LLC <i>Joint Opposition to the Essence Entities' Motion for Case Terminating Sanctions</i>
04/20/2020	 Joinder Filed By: Counter Defendant Green Therapeutics LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Green Therapeutic Joinder to Various Oppositions

04/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Thrive's Opposition to Nevada Wellness Center LLC's Motion for Partial Summary Judgment on Second Claim for Relief

04/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Department Of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims

04/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Essence Entities' Motion In Limine to Preclude Plaintiffs from Admitting Evidence That Is Contrary To Their NRCP 30(b) (6) Designee

04/21/2020



Joinder to Opposition to Motion

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Essence Entities' Motion for Summary Judgment Against all Plaintiffs

04/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Qualcan, LLC's Opposition to Lone Mountain Partners, LLC's Motion for Summary Judgment

04/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion for Summary Judgment

04/21/2020



Joinder to Opposition to Motion

Rural Remedies, LLC's Joinder in Opposition of TGIG Plaintiffs to Department Of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims

04/21/2020



Opposition and Countermotion

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in Opposition Of TGIG Plaintiffs To Department Of Taxation's Motion For Summary Judgment On The TGIG Plaintiffs' Mandamus Claims And Counter-Motion For Summary Judgment In Favor Of The TGIG Plaintiffs And Against The Nevada Department Of Taxation With Respect To All Claims Brought By The TGIG Plaintiffs In This Action

04/21/2020



Joinder

Circle S Farms LLC's Joinder to Clear River, LLC's Motion to Dismiss

04/21/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC

Defendant Deep Roots Medical LLC's Joinder to Essence Parties' Omnibus Opposition to All Plaintiffs' Motions for Summary Judgment

04/21/2020



Answer to Amended Complaint

Filed By: Defendant Clear River LLC

(A787004) Clear River's Answer to ETW Plaintiff's Third Amended Complaint

CASE SUMMARY

CASE NO. A-19-787004-B

04/21/2020	 Answer to Amended Complaint Filed By: Consolidated Case Party Clear River, LLC <i>(A785818) Defendant in Intervention, Clear River LLC's Answer to MM Development Company Inc. & LivFree Wellness Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
04/21/2020	 Answer to Amended Complaint Filed By: Consolidated Case Party Clear River, LLC <i>(A786962) Clear River's Answer to TGIG Plaintiff's Second Amended Complaint</i>
04/21/2020	 Joinder to Opposition to Motion Filed by: Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Joinder to Various Briefs in Opposition</i>
04/21/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Thrive's Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its Second Claim for Relief</i>
04/21/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Thrive's Opposition to Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i>
04/21/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Thrive's Opposition to Nevada Wellness Center, LLC's Motion for Summary judgment on its First Claim for Relief</i>
04/21/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Clear River, LLC's Motion to Dismiss</i>
04/21/2020	 Joinder To Motion Filed By: Defendant Pupo, Jorge <i>Jorge Pupo's Joinder to Clear River LLC's Motion to Dismiss</i>
04/21/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Compassionate Team of Las Vegas LLC <i>Compassionate Team of Las Vegas, LLC's Joinder to Various Oppositions to Motions for Summary Judgment</i>
04/21/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Joinder to Various Oppositions</i>
04/21/2020	 Notice of Withdrawal of Motion Filed By: Consolidated Case Party Natural Medicine LLC <i>Notice of Withdrawl of Natural Medicine, LLC Motion for Voluntary Withdrawl of Complaint in Intervention and Dismissal Filed April 17, 2020</i>
04/21/2020	 Joinder Filed By: Consolidated Case Party Strive Wellness of Nevada LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Strive Wellness of Nevada, LLC s Joinder To Various Oppositions

04/21/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC s Joinder To Oppositions To The Essence Entities Motion For Case Terminating Sanctions And All Joinders Thereto And Supplemental Points And Authorities

04/21/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to ETW Plaintiffs' Opposition to Deep Root Medical, LLC's Motion for Partial Summary Judgment and All Joinders Thereto and Supplemental Points and Authorities

04/21/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Various Oppositions

04/21/2020



Order Granting Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce Additional Documents on Order Shortening Time

04/22/2020



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Joinder to Various Briefs

04/22/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC s Joinder To ETW Management Group, LLC Motion For Partial Summary Judgment and All Joinders Thereto

04/22/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness of Nevada, LLC s Joinder To ETW Management Group, LLC Motion For Partial Summary Judgment and All Joinders Thereto

04/22/2020



Joinder

Filed By: Counter Claimant CPCM Holdings LLC
Thrive's Joinder to Various Briefs

04/22/2020



Joinder

Deep Roots Medical LLC's Joinder to Clear River, LLC's Opposition to Rural Remedies, LLC's Motion for Partial Summary Judgment

04/22/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to Rural Remedies, LLC's Motion for Partial Summary Judgment

04/22/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Lone Mountain Partners, LLC's Opposition to the ETW Plaintiffs' Motion for Partial Summary Judgment

04/22/2020

CASE SUMMARY

CASE NO. A-19-787004-B



Errata

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
(A787035) Errata to Strive Wellness Of Nevada LLC s Omnibus Opposition To All Motions For Summary Judgment Against Plaintiffs

04/22/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Order Granting Plaintiff Nevada Wellness Center, LLC s Motion to Compel Clear River, LLC to Produce Additional Documents on Order Shortening Time

04/22/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to Various Oppositions to Motions for Summary Judgment

04/22/2020



Joinder

Filed By: Consolidated Case Party TGIG, LLC
TGIG Plaintiffs' Joinder to Various Oppositions to Motions for Summary Judgment

04/22/2020



Opposition and Countermotion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder To: (1) Department Of Taxation's Opposition To Nevada Wellness' Motion For Summary Judgment On First Claim For Relief; (2) Department Of Taxation's Opposition To Nevada Wellness Center LLC's Motions For Summary Judgment On Its Second, Third, Fourth And Fifth Claim For Relief; (3) Department Of Taxation's Opposition To Rural Remedies, LLC's Motion For Partial Summary Judgment; (4) Essence Parties' Omnibus Opposition To All Plaintiffs' Motions For Summary Judgment; (5) The Essence Parties' Objection To Evidence Offered In Support Of Plaintiffs' Motion For Summary Judgment; (6) GreenMart of Nevada, NLV, LLC's Opposition To Rural Remedies, LLC's Motion For Partial Summary Judgment; (7) Nevada Organic Remedies, LLC's Opposition To Plaintiff Nevada Wellness Center, LLC's Motions For Summary Judgment On Its First And Second Claim For Relief; (8) Nevada Organic Remedies, LLC's Opposition To Plaintiff Nevada Wellness Center, LLC's Motion For Summary Judgment On Its Third, Fourth And Fifth Claim For Relief; And Countermotion For Summary Judgment; (9) Thrive's Opposition To Plaintiff Nevada Wellness Center, LLC's Motion For Summary Judgment On First Claim For Relief; (10) Thrive's Opposition To Plaintiff Nevada Wellness Center, LLC's Motion For Partial Summary Judgment On Second Claim For Relief; (11) Clear River, LLC's Opposition To Rural Remedies, LLC's Motion For Partial Summary Judgment; (12) Clear River, LLC's Opposition To Plaintiff Nevada Wellness Center, LLC's 1) Motion For Partial Summary Judgment On Second Claim For Relief; And 2) Supplemental Brief In Support Of Its Motion For Partial Summary Judgment On Second Claim For Relief, Specifically Related To Clear River, LLC'

04/23/2020



Opposition to Motion to Dismiss

Filed By: Consolidated Case Party Rural Remedies LLC
RURAL REMEDIES, LLC S OPPOSITION TO CLEAR RIVER S MOTION TO DISMISS

04/23/2020



Joinder

Qualcan LLC's Joinder to Various Oppositions

04/23/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
NATURAL MEDICINE, LLC S JOINDER TO RURAL REMEDIES, LLC S OPPOSITION TO CLEAR RIVER S MOTION TO DISMISS AND ALL JOINDERS THERETO

04/23/2020



Joinder To Motion

Filed By: Consolidated Case Party Twelve Twelve LLC
Defendant/Respondents' Twelve Twelve, LLC's Joinder to Green Life Productions, LLC's

CASE SUMMARY

CASE NO. A-19-787004-B

Motion to be Dismissed as a Party and Withdraw its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time

04/23/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to Various Oppositions to Motions in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30(b)(6) Designee

04/24/2020



Clerk's Notice of Nonconforming Document and Curative Action

Clerk's Notice of Curative Action

04/24/2020



Joinder to Opposition to Motion

Filed by: Defendant Circle S Farms LLC
Circle S Farma LLC's Joinder to Lone Mountain Partners, LLC's Opposition to the ETW Plaintiffs' Motion for Partial Summary Judgment

04/24/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO THE ESSENCE PARTIES OBJECTION TO EVIDENCE OFFERED IN SUPPORT OF PLAINTIFFS MOTION FOR SUMMARY JUDGMENT

04/24/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO THE ESSENCE PARTIES OMNIBUS OPPOSITION TO ALL PLAINTIFFS MOTIONS FOR SUMMARY JUDGMENT

04/24/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO DEEP ROOTS MEDICAL LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF

04/24/2020



Joinder

CIRCLE S FARMS LLC S PARTIAL JOINDER TO CLEAR RIVER, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S: (1) MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF; AND (2) SUPPLEMENTAL BRIEF IN SUPPORT IF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF, SPECIFICALLY RELATED TO CLEAR RIVER, LLC

04/24/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO CLEAR RIVER, LLC S OPPOSITION TO RURAL REMEDIES LLC MOTION FOR PARTIAL SUMMARY JUDGMENT

04/24/2020



Joinder

CIRCLE S FARMS LLC S PARTIAL JOINDER TO THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF

04/24/2020



Joinder

CIRCLE S FARMS LLC S PARTIAL JOINDER TO THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF

04/24/2020















Joinder

CIRCLE S FARMS LLC S JOINDER TO DEEP ROOTS MEDICAL LLC S OPPOSITION TO NEVADA WELLNESS CENTER LLC S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF

CASE SUMMARY

CASE NO. A-19-787004-B

04/24/2020	 Joinder to Opposition to Motion Filed by: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Joinder to Nevada Organic Remedies, LLC's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on its Third, Fourth, and Fifth Claims for Relief; and Countermotion for Summary Judgment</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS FIRST AND SECOND CLAIMS FOR RELIEF</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO QUALCAN, LLC S MOTION FOR SUMMARY JUDGMENT AS TO THE DEPARTMENT S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT</i>
04/24/2020	 Joinder <i>CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO NEVADA WELLNESS CENTER, LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS SECOND, THIRD, FOURTH AND FIFTH CLAIMS FOR RELIEF</i>
04/24/2020	 Reply in Support Filed By: Consolidated Case Party Rural Remedies LLC <i>RURAL REMEDIES, LLC S REPLY IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT</i>
04/24/2020	 Joinder To Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Joinder to Various Motions</i>
04/24/2020	 Motion Filed By: Consolidated Case Party Nevada Medical Group LLC <i>Nevada Medical Group, LLC's Motion to be Dismissed as a Party and Withdraw its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time</i>
04/24/2020	 Joinder to Opposition to Motion Filed by: Counter Defendant ETW Management Group LLC <i>Joinder to TGIG, LLC et al.'s Opposition to Pure Tonic Concentrate LLC's Motion for Summary Judgment</i>
04/24/2020	 Opposition to Motion

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Counter Defendant ETW Management Group LLC
Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion for Summary Judgment

04/24/2020



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Plaintiffs' Opposition to the Essence Entities' Motion for Summary Judgment

04/24/2020



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Plaintiffs' Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment and Joinder to Nevada Wellness Center, LLC's Opposition to Greenmart of Nevada NLV LLC's Motion for Summary Judgment and Joinder to Qualcan LLC's Opposition to Greenmart of Nevada NLV LLC's Motion to Summary Judgment

04/24/2020



Statement

Filed by: Counter Defendant ETW Management Group LLC
ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment

04/24/2020



Appendix

Filed By: Counter Defendant ETW Management Group LLC
Appendix of Exhibits in Support of ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment

04/24/2020



Opposition to Motion For Summary Judgment

Counterclaimant MM Development Company, Inc.'s Opposition to Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Motion for Summary Judgment Against MM Development Company, Inc.

04/24/2020



Joinder

Filed By: Counter Defendant ETW Management Group LLC
ETW Plaintiffs' Joinder to Various Oppositions

04/27/2020



Motion to Strike

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center, LLC s Motion to Strike Certain Defenses in Jorge Pupo s Answer to Second Amended Complaint

04/27/2020



Motion to Strike

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Department of Taxation's Answer to Second Amended Complaint

04/27/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Joinder to TGIG, LLC et al s Opposition to Pure Tonic Concentrate LLC s Motion for Summary Judgment

04/27/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder to Rural Remedies, LLC s Opposition to Clear River s Motion to Dismiss

04/27/2020



Opposition to Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC's Opposition to Defendant in Intervention, Clear River, LLC's

CASE SUMMARY

CASE NO. A-19-787004-B

Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics Complaint And, (6) Natural Medicine's Complaint for Failing to Comply with NRS 233B.130(2)(d)

04/27/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC'S Joinder In Nevada Wellness Center LLC'S Motion to Strike Certain Defenses In Jorge Pupo's Answer to Second Amended Complaint

04/27/2020



Status Report

Filed By: Counter Defendant ETW Management Group LLC
Status Report

04/27/2020



Clerk's Notice of Hearing

Notice of Hearing

04/27/2020



Clerk's Notice of Hearing

Notice of Hearing

04/28/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder In Nevada Wellness Center LLC's Opposition To Defendant In Intervention Clear River, LLC's Motion To Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus; (2) Strive Wellness Complaint; (3) Rural Remedies' Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics' Complaint And (6) Natural Medicine's Complaint For Failing To Comply With NRS 233B.130(2)(d)

04/28/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

04/28/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Various Oppositions

04/28/2020



Joinder

Filed By: Consolidated Case Party Strive Wellness of Nevada LLC
Strive Wellness of Nevada, LLC's Joinder to Various Oppositions

04/28/2020



Supplement

Filed by: Counter Defendant ETW Management Group LLC
Supplement to Plaintiffs' Motion to Seal and Redact Various Filings

04/28/2020



Opposition to Motion For Summary Judgment

Qualcan LLC's Opposition to Clear River, LLC's Motion to Dismiss for Failing to Comply with NRS 233B.130(2)(d)

04/28/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC s Joinder To Nevada Wellness Center LLC s Opposition And Qualcan s Opposition to Clear River, LLC s Motion To Dismiss (1) Nevada Wellness Center, LLC s Second Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus; (2) Strive Wellness Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan s Amended Complaint; (5) High Sierra Holistics Complaint And (6) Natural

CASE SUMMARY

CASE NO. A-19-787004-B

Medicine s Complaint For Failing To Comply With NRS 233b.130(2)(D) and all Joinders Thereto

04/29/2020



Motion for Judgment

Filed By: Defendant Nevada Dept of Taxation

Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review

04/29/2020



Non Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC s Notice of Non-Opposition to Euphoria Wellness, LLC s Motion to Be Dismissed as a Party and Withdraw its Notice of Intent to Participate and Ex Parte Application for and Order Shortening Time

04/29/2020



Joinder

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC s Joinder to Rural Remedies, LLC s Opposition to Nevada Organic Remedies Motion for Partial Summary Judgment

04/29/2020



Clerk's Notice of Hearing

Notice of Hearing

04/29/2020



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Joinder to the Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review

04/29/2020



Order

Order Granting ETW Plaintiffs' Motions to Compel

04/30/2020



Motion to Dismiss

Filed By: Consolidated Case Party Nevada Medical Group LLC

Nevada Medical Group, LLC's Motion to be dismissed as a Party and Withdraw Its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time

04/30/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC

Clear River LLC's Joinder to Dept of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

04/30/2020



Joinder To Motion

Filed By: Defendant Deep Roots Medical, LLC

Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

04/30/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics LLC's Joinder to Nevada Wellness Center LLC's Opposition and Qualcan's Opposition to Clear River, LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness's Complaint; (3) Rural Remedies' Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics's Complaint and (6) Natural Medicine's Complaint for Failing to Comply with NRS 233b.130(2)(D) and all Joinders Thereto

04/30/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Supplement Filed by: Counter Defendant ETW Management Group LLC <i>Supplemental Status Report</i>
05/01/2020	 Reply in Support Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada organic Remedies, LLC's Reply in Support of Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453.D.210(6)</i>
05/01/2020	 Reply in Support Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Reply Supporting its Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i>
05/01/2020	 Reply to Opposition Filed by: Consolidated Case Party Clear River, LLC <i>Defendant In Intervention, Clear River, LLC's Reply to: (A) NWC's Opposition to Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint In Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine's Complaint for Failing to Comply With NRS 233B.130 (2)(d); (B) Qualcan's Opposition to Clear River's Motion to Dismiss For Failing to Comply With NRS 233B.130(2)(d); (C) Rural Remedies, LLC's Opposition to Clear River's Motion to Dismiss; and (D) Various Joinders to NWC and Qualcan's Oppositions</i>
05/01/2020	 Reply <i>Pure Tonic Concentrates LLC's Reply in Support of Motion for Summary Judgment on all Plaintiffs' Operative Complaints</i>
05/01/2020	 Reply in Support Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Omnibus Reply in Support of Summary Judgment</i>
05/01/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review</i>
05/01/2020	 Joinder Filed By: Defendant Pupo, Jorge <i>Jorge Pupo's Jonder to Defendant in Intervention, Clear River, LLC's Reply to (A) NWC's Opposition to Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint In Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine's Complaint for Failing to Comply With NRS 233B.130(2)(d); (B) Qualcan's Opposition to Clear River's Motion to Dismiss For Failing to Comply With NRS 233B.130(2)(d); (C) Rural Remedies, LLC's Opposition to Clear River's Motion to Dismiss; and (D) Various Joinders to NWC and Qualcan's Oppositions</i>
05/01/2020	 Reply in Support <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Reply in Support of Motion for Summary Judgment or for Writ of Mandamus and Opposition to Counter motions</i>
05/01/2020	 Reply in Support Filed By: Counter Defendant ETW Management Group LLC <i>Reply in Support of ETW Plaintiffs Motion for Partial Summary Judgment on Plaintiffs'</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Mandamus Claims and Opposition to the Department's Countermotion for Partial Summary Judgment

05/01/2020



Reply in Support

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Reply in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

05/01/2020



Exhibits

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Index of Exhibits in Support of Its Reply in Support of Motion for Summary Judgment on Plaintiffs' Mandamus Claims

05/01/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Various Oppositions

05/01/2020



Reply in Support

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC s Omnibus Reply In Support Of Its Motion For Summary

05/01/2020



Opposition

Reply to Oppositions to Qualcan LLC s Motion for Summary Judgment as to the DOT s Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction

05/01/2020



Reply to Opposition

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Reply to Department of Taxation s Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief

05/01/2020



Reply to Opposition

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Reply to Thrive s Opposition to Plaintiff Nevada Wellness Center, LLC s Motion for Summary Judgment on First Claim for Relief

05/01/2020



Reply to Opposition

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Reply to Deep Roots Medical LLC s Opposition to Nevada Wellness Center LLC s Motion for Summary Judgment on First Claim for Relief

05/01/2020



Motion to Strike

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC'S Motion to Strike Etw Plaintiffs Statement of Facts In Support of Oppositions to Motions for Summary Judgment, Filed Under Seal

05/01/2020



Reply in Support

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Reply Supporting its Motion for Summary Judgment on Plaintiffs' Claims for Damages

05/01/2020



Reply in Support

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Reply in Support of Motion for Partial Summary Judgment

05/01/2020



Reply to Opposition

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Nevada Organic Remedies, LLC s Opposition to Plaintiff Nevada Wellness Center, LLC s Motion for Summary Judgment on its Third, Fourth, and Fifth Claim for Relief; and Countermotion for Summary Judgment and Countermotion to Strike Improper Request for Summary Judgment</i></p>
05/01/2020	<p> Reply</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Essence Parties Objection to Evidence Offered in Support of Plaintiffs Motions for Summary</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC s Reply to Clear River LLC s Opposition to Motion for Partial Summary Judgment on Second Claim for Relief, Specifically Related to Clear River, LLC and Supplemental Brief in Support of its Motion for Partial Summary Judgment on Second Claim for Relief, Specifically Related to Clear River, LLC</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Department of Taxation s Opposition to Nevada Wellness Center, LLC s Motions for Summary Judgment on its Second, Third, Fourth, and Fifth Claims for Relief</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Nevada Organic Remedies, LLC s Opposition to Plaintiff Nevada Wellness Center, LLC s Motion for Summary Judgment on its First and Second Claim for Relief</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Thrive s Opposition to Nevada Wellness Center, LLC s Motions for Summary Judgment on its Second Claim for Relief</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Essence Parties Omnibus Opposition to All Plaintiffs Motions for Summary Judgment</i></p>
05/01/2020	<p> Reply to Opposition</p> <p>Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC s Reply to Deep Roots Medical LLC s Opposition to Plaintiff Nevada Wellness Center, LLC s Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief</i></p>
05/01/2020	<p> Reply in Support</p> <p>Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Essence Entities' Reply in Support of Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i></p>
05/01/2020	<p> Appendix</p> <p>Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix in Support of Essence Entities' Reply in Support of Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

05/01/2020	 Reply in Support Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Reply in Support of the Essence Parties' Motion for Summary Judgment against all Plaintiffs</i>
05/01/2020	 Appendix Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix of Exhibits for Reply in Support of the Essence Parties' Motion for Summary Judgment against all Plaintiffs</i>
05/01/2020	 Objection Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Parties' Objections to The TGIG Plaintiffs' Counter-Motion for Summary Judgment in favor of the TGIG Plaintiffs and against the Nevada Department of Taxation with Respect to all Claims brought by the TGIG Plaintiffs in this Action</i>
05/01/2020	 Reply in Support Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Parties Reply in support of Motion for Case Terminating Sanctions</i>
05/01/2020	 Appendix Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Appendix in Support of the Essence Parties Reply in Support of Motion for Case Terminating Sanctions</i>
05/01/2020	 Filing Fee Remittance Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Filing Fee Remittance</i>
05/01/2020	 Filing Fee Remittance Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Filing Fee Remittance</i>
05/01/2020	 Filing Fee Remittance Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Filing Fee Remittance</i>
05/02/2020	 Order Granting <i>Order Granting Euphoria Wellness, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate on Shortened Time</i>
05/04/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/04/2020	 Notice of Entry Filed By: Consolidated Case Party Euphoria Wellness LLC <i>Notice of Entry of Order Granting Euphoria Wellness, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate on Shortened Time</i>
05/04/2020	 Joinder Filed By: Consolidated Case Party Rural Remedies LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Rural Remedies, LLC's Joinder in Various Replies

05/05/2020



Motion

Defendants Augua Street, LLC, and Kindibles, LLC's Motion to be Dismissed as Parties, and Kindibles, LLC's Motion to Withdraw Notice of Intent to Participate

05/05/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Various Reply Briefs

05/05/2020



Joinder

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC'S Second Joinder to Oppositions

05/05/2020



Joinder

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Tryke Companies So. NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC S Joinder to Oppositions to The Essence Entities Motion for Case Terminating Sanctions

05/05/2020



Order

Filed By: Counter Defendant ETW Management Group LLC; Counter Defendant Global Harmony LLC; Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant Herbal Choice Inc.; Counter Defendant Just Quality, LLC; Counter Defendant Libra Wellness Center, LLC; Counter Defendant Rombough Real Estate Inc; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant THC Nevada LLC; Counter Defendant Zion Gardens LLC; Counter Defendant Green Therapeutics LLC; Counter Defendant MMOF Vegas Retail, Inc.
Order

05/06/2020



Clerk's Notice of Nonconforming Document and Curative Action

Clerk's Notice of Curative Action

05/06/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Various Replies

05/06/2020



Joinder

Filed By: Defendant Circle S Farms LLC
Circle S Farms LLC's Joinder to Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review

05/06/2020



Notice

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S NOTICE OF WAIVER OF APPEARANCE AT ORAL ARGUMENT, HEARING SET FOR MAY 8, 2020

05/06/2020












Clerk's Notice of Hearing

Notice of Hearing

CASE SUMMARY

CASE NO. A-19-787004-B

05/06/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/06/2020	 Joinder Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC'S Joinder To: (1) Nevada Organic Remedies, LLC S Reply In Support of Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453.D.210(6); (2) Greenmart of Nevada NLV, LLC'S Omnibus Reply In Support of Summary Judgment; (3) Deep Roots Medical, LLC'S Reply In Support of Motion For Partial Summary Judgment; (4) Reply In Support Of The Essence Parties Motion For Summary Judgment Against All Plaintiffs; (5) The Essence Parties Objection To The Tgig Plaintiffs Counter-Motion For Summary Judgment In Favor of The Tgig Plaintiffs and Against The Nevada Department Of Taxation With Respect To All Claims Brought By The Tgig Plaintiffs In This Action; (6) Department Of Taxation S Reply Supporting Its Motion For Summary Judgment On Plaintiff S Federal And State Constitutional Claims; (7) Department Of Taxation S Reply In Support Of Motion For Summary Judgment On Plaintiffs Mandamus Claims; (8) The Essence Parties Reply In Support Of Case Terminating Sanctions; And (9) Essence Entities Reply In Support Of Motion In Limine To Preclude Plaintiffs From Admitting Evidence Contrary To Their NRCP 30(B)(6) Designee</i>
05/06/2020	 Joinder To Motion Filed By: Defendant Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Motion for Judgment on the Pleadings</i>
05/06/2020	 Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Various Reply Briefs</i>
05/06/2020	 Joinder To Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection Of Nevada, LLC's Joinder To Department Of Taxation's Motion For Judgment On The Pleadings For Judicial Review</i>
05/07/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/07/2020	 Notice of Intent Filed By: Consolidated Case Party Nevada Medical Group LLC <i>Notice of Intent to Appear By Communication Equipment</i>
05/07/2020	 Notice Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Notice of Submission of Materials for In Camera Review</i>
05/07/2020	 Notice <i>Thrive's Notice of Submission of Materials for In Camera Review</i>
05/07/2020	 Notice of Entry Filed By: Consolidated Case Party TGIG, LLC <i>Notice of Entry of Order</i>
05/07/2020	 Statement Filed by: Consolidated Case Party TGIG, LLC <i>Plaintiffs Statement of Undisputed Facts</i>

CASE SUMMARY

CASE NO. A-19-787004-B

05/09/2020	 Order Granting Motion <i>(A787035)Order Granting Strive Wellness of Nevada, LLC's Motion to Voluntarily Withdraw Its Complaint and be Dismissed as a Party from Matter Entirely</i>
05/11/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Opposition to DOT's Motion for Judgment on the Pleadings</i>
05/11/2020	 Reply in Support Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxatoin's Reply in Support of its Countermotion for Partial Summary Judgment Against the ETW Plaintiffs</i>
05/11/2020	 Opposition to Motion Filed By: Defendant Pupo, Jorge <i>Defendant Pupo's Opposition to Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Jorge Pupo's Answer to Second Amended Complaint and Rural Remedies, LLC's Joinder</i>
05/11/2020	 Opposition to Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Department of Taxation's Answer to Second Amended Complaint</i>
05/11/2020	 Exhibits Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxaton's Index of Exhibits in Support of its Opposition to Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Department of Taxatoin's Answer to Second Amended Complaint</i>
05/12/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
05/12/2020	 Notice of Entry of Findings of Fact, Conclusions of Law Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Findings of Facts and Conclusions of Law Granting Preliminary Injunction Issued on August 23, 2019</i>
05/12/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motions to Compel</i>
05/12/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Motion for Summary Judgment, Motion for Sanctions, and Motion for Writ of Mandamus</i>
05/12/2020	 Notice of Entry of Order Filed By: Consolidated Case Party Strive Wellness of Nevada LLC <i>Notice of Entry of Order</i>
05/12/2020	 Notice Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxaton's Notice of Supplemental Authority</i>
05/13/2020	 Order Granting Motion

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Green Life Productions LLC
Order Granting Green Life Productions, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate

05/13/2020



Order Granting Motion

Filed By: Consolidated Case Party Green Life Productions LLC
(A787004, A787035) Order Granting Green Life Productions, LLC's Motion to be Dismissed as a Party and Withdraw its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time

05/13/2020



Notice

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Notice of Submission of Materials for IN Camera Review

05/13/2020



Opposition

Qualcan LLC s Opposition to Department of Taxation s Motion for Judgment on the Pleadings on All Petitions for Judicial Review

05/13/2020



Opposition to Motion

Filed By: Counter Defendant ETW Management Group LLC
Opposition to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

05/13/2020



Opposition to Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Opposition to Department of Taxation s Motion for Judgment on the Pleadings on All Petitions for Judicial Review and Countermotion for Extension of Time

05/13/2020



Opposition to Motion

MM Development Company, Inc.'s and Livfree Wellness, LLC's Opposition to the Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review

05/13/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC s Joinder to Rural Remedies, LLC s, Qualcan LLC s and ETW Plaintiffs' Opposition to D.O.T. Motion for Judgment on the Pleadings and Joinders Thereto

05/13/2020



Joinder

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S JOINDER TO OPPOSITIONS TO DEPARTMENT OF TAXATION S MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PETITIONS FOR JUDICIAL REVIEW AND MOTIONS FOR EXTENSION OF TIME TO FILE NRS 233B.133 OPENING BRIEF

05/13/2020



Opposition

Filed By: Counter Defendant ETW Management Group LLC
Amended Opposition to the Department of Taxation s Motion for Judgment on the Pleadings on all Petitions for Judicial Review

05/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC
Rural Remedies LLC's Joinder to Qualcan LLC's Opposition to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

CASE SUMMARY

CASE NO. A-19-787004-B

05/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies LLC's Joinder in ETW Plaintiffs' Opposition to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

05/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Rural Remedies LLC

Rural Remedies LLC's Joinder in Nevada Wellness Center LLC's Opposition to Department of Taxation's Motion for Judgment on the Pleadings on All Petitioners for Judicial Review and Countermotion for Extension of Time

05/14/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies LLC's Joinder in ETW Plaintiffs' Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/14/2020



Joinder to Opposition to Motion

Rural Remedies LLC's Joinder in MM Deveopment Company Inc's and Livfree Wellness LLC's Opposition to the Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review

05/14/2020



Notice of Change of Address

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies. LLC Notice of Change of Attorney Address

05/14/2020



Motion for Order Extending Time

Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/14/2020



Order Granting Motion

(A787035) Order Granting Nevada Medical Group, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate

05/14/2020



Notice of Entry of Order

Notice of Entry of Order

05/14/2020



Joinder To Motion

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.

MM Development Company, Inc.'s and Livfree Wellness, LLC's Joinder to ETW's Plaintiffs' Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/14/2020



Joinder to Motion For Summary Judgment

Filed By: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics, LLC'S Joinder to Various Motions for Summary Judgment

05/14/2020



Notice of Entry

Filed By: Consolidated Case Party Nevada Medical Group LLC

NOTICE OF ENTRY ORDER

05/14/2020



Opposition and Countermotion

Filed By: Counter Defendant ETW Management Group LLC

Opposition to Lone Mountain Partners, LLC's Motion to Strike ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment, Filed Under Seal and

CASE SUMMARY

CASE NO. A-19-787004-B

Countermotion for Leave and to Exceed Page Limit re Statement of Facts in Support of Oppositions to Motions for Summary Judgment

05/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder To Nevada Wellness Center, LLC's Opposition, And MM Development Company, INC.'s And Livfree Wellness's Opposition To D.O.T. Motion For Judgment On The Pleadings On All Petitions For Judicial Review And All Joinders Thereto

05/14/2020



Joinder To Motion

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder To ETW Plaintiffs' Amended Opposition To D.O.T. Motion For Judgment On The Pleadings On All Petitions For Judicial Review And All Joinders Thereto And Joinder To ETW Plaintiffs' Motion For Order Extending Time To File NRS 233b.133 Opening Brief On Order Shortening Time

05/14/2020



Filing Fee Remittance

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Filing Fee Remittance

05/14/2020



Filing Fee Remittance

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Filing Fee Remittance

05/14/2020



Filing Fee Remittance

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Filing Fee Remittance

05/14/2020



Filing Fee Remittance

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Filing Fee Remittance

05/14/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC
TGIG Plaintiffs' Joinders to Various Oppositions

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - 3AP, Inc

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - 5Seat Investments L.L.C.,

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Blossom Group LLC

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Diversified Modalities Marketing Ltd.,

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Carson City Solutions LLC

CASE SUMMARY

CASE NO. A-19-787004-B

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - GFive Cultivation LLC

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Nevada Botanical Science, Inc.,

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Nevada Medical Group LLC

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - NLV Wellness LLC

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - The Harvest Foundation LLC

05/15/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - TRVNP098

05/18/2020



Order Granting Motion

Order Granting Green Life Productions, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate

05/18/2020



Order Granting Motion

Filed By: Counter Defendant Green Therapeutics LLC
(A787004, A785818, A787540) Order Granting Motion to Withdraw as Counsel of Record for Plaintiff Green Therapeutics, LLC

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service - LNP, LLC

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service - Gravitas Hender L.L.C.,

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service - NV Green Inc.,

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service - CN Licenseco I, Inc.,

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Service - Greenscape Productions LLC

CASE SUMMARY

CASE NO. A-19-787004-B

05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Helios NV LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Acres Dispensary L.L.C.,</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Acres Medical LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - D LUX LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Pure Tonic Concentrates LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - WSCC, Inc.,</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Bioneva Innovations Of Carson City LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - West Coast Development Nevada, LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Healthcare Options For Patients Enterprises, LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Malana LV, L.L.C.,</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Luff Enterprises NV, Inc.,</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - High Sierra Cultivation LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - FSLW, LLC</i>
05/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Declaration of Service - GB Sciences Nevada LLC

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Service - Kindibles LLC

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Service - Polaris Wellness Center L.L.C.,

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Service - Twelve Twelve LLC

05/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Service - Greenway Health Community L.L.C.,

05/18/2020



Notice of Entry

Filed By: Counter Defendant Green Therapeutics LLC

Notice of Entry of Order Granting Motion to Withdraw as Counsel of Record from Plaintiff Green Therapeutics LLC

05/18/2020



Reply in Support

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Plaintiff Nevada Wellness Center, Llc s Reply in Support of Motion to Strike Certain Defenses in Department of Taxation s Answer to Second Amended Complaint

05/18/2020



Reply in Support

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Plaintiff Nevada Wellness Center, LLC s Reply in Support of Motion to Strike Certain Defenses in Jorge Pupo s Answer to Second Amended Complaint

05/18/2020



Reply to Motion

Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC.,

D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Reply in Support of Motion for Summary Judgment Against MM Development Company, Inc.

05/19/2020



Joinder To Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/19/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Opposition to Lone Mountain Partners, LLC s Motion to Strike ETW Plaintiffs Statement of Facts in Support of Oppositions to Motions for Summary Judgment, Filed Under Seal

05/19/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC

Tryke Companies So NV, LLC, Tryke Companies Reno, LLC and Nuleaf Incline Dispensary, LLC's Joinder to ETW Plaintiffs' Amended Opposition to Department of Taxation's Motion for

CASE SUMMARY

CASE NO. A-19-787004-B

Judgment on the Pleadings on all Petitions for Judicial Review

05/20/2020



Substitution of Attorney

Filed by: Counter Defendant Herbal Choice Inc.

Substitution of Attorneys

05/20/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Natural Medicine LLC

Natural Medicine, LLC's Joinder To ETW Plaintiffs' Opposition To Lone Mountain Partners, LLC Motion To Strike ETW Plaintiffs' Statement Of Facts In Support Of Oppositions To Motions For Summary Judgment, Filed Under Seal And All Joinders Thereto And Supplemental Points And Authorities

05/20/2020



Opposition

Filed By: Defendant Nevada Dept of Taxation

Department of Taxation's Opposition to Plaintiffs' Motions to Extend Time to file NRS 233B.133 Opening Brief and Reply Supporting its Motion for Judgment on the Pleadings

05/20/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Plaintiffs' Motions to Extend Time to file NRS 233B.133 Opening Brief and Reply Supporting its Motion for Judgment on the Pleadings

05/20/2020



Opposition to Motion

Filed By: Defendant Deep Roots Medical, LLC

Opposition to Motion for Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/20/2020



Errata

Filed By: Defendant Deep Roots Medical, LLC

Errata to Opposition to Motion for Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/21/2020



Opposition to Motion For Summary Judgment

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Opposition to Pure Tonic Concentrate LLC's Motion for Summary Judgment on all Plaintiffs' Operative Complaints

05/21/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical's Opposition to Motion for Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/21/2020



Notice

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Notice of Initial Order in Ontario Superior Court of Justice

05/21/2020



Joinder to Opposition to Motion

Filed by: Defendant Circle S Farms LLC

Circle S Farms LLC's Joinder to Department of Taxation's Opposition to Plaintiff's Motions to Extend Time to File NRS 233B.133 Opening Brief and Reply Supporting its Motion for Judgment on the Pleadings

05/21/2020



Joinder to Opposition to Motion

Filed by: Defendant Circle S Farms LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Circle S Farms LLC's Joinder to Deep Roots Medical LLC's Opposition to Motion for Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/21/2020



Joinder to Motion For Summary Judgment

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Various Motions

05/21/2020



Amended Notice

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Amended Notice of Initial Order in Ontario Superior Court of Justice

05/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Various Oppositions

05/21/2020



Joinder to Opposition to Motion

Filed by: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to Plaintiffs' Motions to Extend Time to File NRS 233B.133 Opening Brief and Reply Supporting its Motion for Judgment on the Pleadings

05/21/2020



Motion

Defendant/Respondents' Twelve Twelve, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time

05/21/2020



Joinder to Opposition to Motion

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Joinder to Department of Taxation and Deep Roots Medical LLC's Opposition to Plaintiffs' Motion to Extend Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Clear River, LLC
Clear River's Joinder to Deep Roots Opposition to Motion for Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time

05/21/2020



Joinder

Qualcan LLC's Joinder to Various Briefs

05/21/2020



Joinder to Opposition to Motion

Filed by: Defendant Wellness Connection of Nevada LLC
Wellness Connection Of Nevada s Joinder To Deep Roots Medical s Opposition To Motion For Extending Time To File Opening Brief On Order Shortening Time

05/21/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder Rural Remedies, LLC s Opposition to Pure Tonic Concentrate LLC s Motion for Summary Judgment on All Plaintiffs Operative Complaints

05/22/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions for Summary Judgment 5/15/20

05/22/2020



Motion to Release

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party MM Development Company, Inc.
MM Development Company, Inc., and Livefree Wellness, LLC's Motion to Release Duplicative Surety Bond on Order Shortening Time

05/22/2020



Stipulation and Order for Dismissal

Stipulation and Order for Dismissal of Pure Tonic Concentrates, LLC, from Complaint in Intervention Filed by Natural Medicine, LLC.

05/22/2020



Stipulation and Order for Dismissal

(A787035) Stipulation and Order for Dismissal of Pure Tonic Concentrates, LLC from First Amended Complaint Filed in Case Number A-19-787035-C

05/22/2020



Stipulation and Order for Dismissal

(A787035) Stipulation and Order for Dismissal of Pure Tonic concentrates, LLC, from First Amended Complaint filed by Inyo Fine Cannabis Dispensary, LLC, in Case No. A-19-787035-C

05/22/2020



Stipulation and Order for Dismissal

(A801416) Stipulation and Order for Dismissal of Pure Tonic Concentrates, LLC from Second Amended Complaint Filed in Case No. A-19-801416-B

05/22/2020



Stipulation and Order for Dismissal

Stipulation and Order for Dismissal of Pure Tonic Concentrates, LLC, from Complaint in Intervention Filed by Strive Wellness of Nevada, LLC

05/26/2020



Transcript of Proceedings

Transcript of Proceedings: Telephonic Conference Re Canadian Bankruptcy Filing

05/26/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions for Summary Judgment or Writ of Mandamus, and Motion to Extend Time for Briefing

05/26/2020



Order Granting Motion

Filed By: Consolidated Case Party Agua Street LLC; Consolidated Case Party Kindibles LLC

(A787004, A787035) Order Granting Agua Street, LLC, and Kindibles, LLC's Motion to be Dismissed as Parties, and Kindibles, LLC's Motion to Withdraw Notice of Intent to Participate

05/27/2020



Order Granting Motion

Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Enlarge Time for Service

05/27/2020



Order

Order Granting Department of Taxation's Motion to Seal Exhibit F

05/27/2020



Notice of Entry of Order

Filed By: Defendant Nevada Dept of Taxation

Notice of Entry of Order

05/27/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Agua Street LLC

NOTICE OF ENTRY OF ORDER

05/28/2020






Order Granting Motion

Order Granting Motion to Seal Exhibit 2 to Essence Parties' Opposition to Motion to Modify Preliminary Injunction

CASE SUMMARY

CASE NO. A-19-787004-B

05/28/2020	 Notice of Entry of Order Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Notice of Entry of Order</i>
05/29/2020	 Answer to Amended Complaint Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Answer to Third Amended Complaint of ETW Plaintiffs</i>
05/29/2020	 Notice of Entry of Order Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Enlarge Time for Service</i>
05/29/2020	 Answer to Amended Complaint Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Answer to MM Development Company, Inc. & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
05/29/2020	 Answer to Amended Complaint Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Answer to Second Amended Complaint of TGIG Plaintiffs</i>
05/29/2020	 Answer to Amended Complaint Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Answer to Nevada Wellness Center, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
05/29/2020	 Answer to Amended Complaint <i>Pure Tonic Concentrates LLC's Answer to Defendant Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - MM R&D LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Paradise Wellness Center LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - NV 3480 Partners LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - NLVG, LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Silver Sage Wellness LLC</i>
06/01/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Due Diligence - Releaf Cultivation, LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Physis One LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Thompson Farm One L.L.C.,</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Alternative Medicine Association, LC.,</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Matrix NV, LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Las Vegas Wellness And Compassion LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Nevada Group Wellness LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Agua Street LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - Green Therapeutics LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service - YMY Ventures, LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - Nevada Medical Group LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - RG Highland Enterprises Inc.,</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Greenway Health Community LLC</i>
06/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Declaration Of Attempted Service - Diversified Modalities Marketing Ltd.,

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - The Harvest Foundation LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - 3AP, Inc.,

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Blossom Group LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - GFive Cultivation LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service - Greenway Health Community LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service - Greenway Medical LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - NLV Wellness LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Sweet Goldy LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - The Harvest Foundation LLC

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - TRNVP098

06/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration of Attempted Service - Twelve Twelve LLC

06/01/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Acres Dispensary

06/01/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - 5 Seat Investments

CASE SUMMARY

CASE NO. A-19-787004-B

06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons- Acres Medical</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Bioneva Innovations of Carson City</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Blue Coyote Ranch</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Carson City Agency Solutions</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Cheyenne Medical</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Circle S Farms</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Clark Natural Medicinal Solutions</i>
06/01/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Commerce Park Medical</i>
06/02/2020	 Supplemental Joint Case Conference Report Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Supplemental Joint Case Conference Report</i>
06/02/2020	 Status Report Filed By: Counter Defendant ETW Management Group LLC <i>Joint Status Report re June 15, 2020 Trial Start Date</i>
06/02/2020	 Status Report Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Defense Side Status Report Regarding Start of Trial</i>
06/03/2020	 Stipulation and Order <i>Stipulation and Order for Dismissal of Certain Defendants Only from Nevada Wellness Center LLC's Amended and Second Amended Complaint</i>
06/03/2020	 Answer to Complaint Filed by: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies LLC's Answer to Defendant/Respondent Natural Medicine's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiori, Mandamus and Prohibition</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/04/2020	 Answer to Complaint Filed by: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Answer to Strive Wellness of Nevada LLC s Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
06/04/2020	 Answer to Complaint Filed by: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Answer to Natural Medicine LLC s Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
06/04/2020	 Motion to Withdraw As Counsel Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC., <i>Bailey Kennedy's Motion to Withdraw as Counsel for D.H. Flamingo, Inc. and Surterra Holdings, Inc on Order Shortening Time</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Euphoria Wellness</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Eureka Newgen Farm</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Franklin Bioscience NV</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Inyo Fine Cannabis Dispensary</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - NCMM</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - NLVG</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Nye Farm Tech</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Nye Natural Medicinal Solutions dba NuVeda</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Nuleaf Incline Dispensary</i>
06/04/2020	 Summons Electronically Issued - Service Pending

CASE SUMMARY

CASE NO. A-19-787004-B

Party: Consolidated Case Party Natural Medicine LLC
Summons - Paradise Wellness Center

06/04/2020



Answer to Complaint

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Answer to Natural Medicine, LLC's Complaint In Intervention, Petition for Judicial Review And/Or Writs of Certiorari, Mandamus, And Prohibition

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Compassionate Team of Las Vegas

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - CWNevada

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Deep Roots Medical

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - DH Flamingo dba Apothecary Shoppe

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Diversified Modalities Marketing

06/04/2020



Summons Electronically Issued - Service Pending

Summons - DP Holdings

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Econeveda

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Essence Henderson

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons - Essence Tropicana

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons -

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC
Summons -Phenofarm NV

06/04/2020



Summons Electronically Issued - Service Pending

Party: Consolidated Case Party Natural Medicine LLC

CASE SUMMARY





CASE NO. A-19-787004-B

Summons - Physis One

06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Polaris Wellness Center</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Rombough Real Estate</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Rural Remedies</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Serenity Wellness center</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Solace Enterprises</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Southern Nevada Growers</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Surterra Holdings</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Waveseer</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Wellness Connection of Nevada</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - West Coast Development Nevada</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Zion Gardens</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Qualcan</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Red Earth</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - RG Highland Enterprise</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Sweet Goldy</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - TGIG</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - THC Nevada</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - The Harvest Foundation</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Thompson Farm One</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - TRNVP098</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Tryke Companies Reno</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Tryke Companie SO NV</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Twelve Twelve</i>
06/04/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons - Vegas Valley Growers</i>
06/05/2020	 Order Denying Motion Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>Order Denying D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Motion for Summary Judgment Against MM Development Company, Inc.</i>
06/05/2020	 Answer to Complaint Filed by: Counter Claimant CPCM Holdings LLC <i>CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to Defendant/Respondent Natural Medicine LLC's Complaint in Intervnetion, Petition for Judicial Review and/or Writ of</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Certiorri, Mandamus, and Prohibition

06/05/2020	 Answer to Complaint Filed by: Consolidated Case Party Clark Natural Medicinal Solutions LLC <i>Clark Natural Medicinal Solutions LLC dba Nuveda And Inyo Fine Cannabis Dispensary L.L.C.'s Answer to Natural Medicine LLC's Complaint In Intervention, Petition For Prohibition</i>
06/05/2020	 Answer to Complaint Filed by: Defendant Nevada Dept of Taxation <i>Department of Taxation's Answer to Natural Medicine LLC's Complaint in Intervention and Petition for Judicial Review and/or Writs of Certiorari, Mandams and Prohibition</i>
06/05/2020	 Notice of Entry of Stipulation & Order for Dismissal Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only from Nevada Wellness Center LLC s Amended and Second Amended Complaint</i>
06/05/2020	 Motion to Extend Time to Serve <i>Natural Medicine LLC's Motion to Enlarge Time for Service</i>
06/05/2020	 Opposition to Motion <i>Nevada Wellness Center, Llc s Limited Opposition to MM Development Company, Inc. and Livefree Wellness, LLC s Motiom to Release Duplicative Surety Bond on Order Shortening Time and Countermotion or an Order Requiring Compliance with NRCP 65</i>
06/05/2020	 Motion to Admit Evidence Filed By: Other Qualcan LLC <i>Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i>
06/08/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
06/08/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
06/09/2020	 Order Granting Motion Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>Order Granting MM Development Company, Inc. and LivFree Wellness, LLC's Motion to Release Duplicative Surety Bond on Order Shortening Time</i>
06/09/2020	 Order Granting Motion Filed By: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC., <i>(A787004/A787035) Order Granting Bailey Kennedy's Motion to Withdraw as Counsel for D.H. Flamingo, Inc. and Surterra Holdings, Inc., on Order Shortening Time</i>
06/09/2020	 Order Granting <i>Order Granting in Part and Denying in Part Pure Tonic Concentrates, LLC's Motion for Summary Judgment</i>
06/09/2020	 Notice of Entry of Order <i>Notice of Entry of Order Granting MM Development Company, Inc. and Livfree Wellness, LLC's Motion to Release Duplicative Surety Bond on Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/09/2020	 Notice of Entry of Order <i>Notice of Entry of Order</i>
06/09/2020	 Answer to Complaint Filed by: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics LLC's Answer to Defendant/Respondent Natural Medicine LLC's Complaint in Intervention Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
06/10/2020	 Joinder To Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i>
06/10/2020	 Answer to Complaint Filed by: Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC <i>TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC and Medifarm IV's Answer to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Manamus, and Prohibition</i>
06/10/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - TRNVP098 LLC</i>
06/10/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Nevada Botanical Science, Inc.,</i>
06/10/2020	 Joinder To Motion Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC <i>Compassionate Team of Las Vegas, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i>
06/11/2020	 Joinder To Motion Filed By: Counter Defendant ETW Management Group LLC <i>ETW Plaintiffs' Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on an Order Shortening Time</i>
06/12/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Blossom Group LLC</i>
06/12/2020	 Opposition to Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Oppositoin to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time and Associated Joinders</i>
06/12/2020	 Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to Department of Taxation's Opposition to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time and Associated Joinders</i>













CASE SUMMARY

CASE NO. A-19-787004-B

06/12/2020	 Joinder To Motion <i>CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO QUALCAN, LLC S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 1</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 2</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 39</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 3</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 4</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 5</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record, Part 40</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 6</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 41</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 7</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 42</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 8</i>
06/12/2020	 Record on Appeal

CASE SUMMARY

CASE NO. A-19-787004-B

	Party: Defendant Nevada Dept of Taxation <i>Record, Part 43</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 9</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 44</i>
06/12/2020	 Record on Appeal <i>Record Part 10</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 45</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 11</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 46</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 12</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 13</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 47</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 14</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 48</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 49</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 15</i>


CASE SUMMARY

CASE NO. A-19-787004-B

06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 50</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 16</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 51</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 17</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 52</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 18</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 53</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 19</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 54</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 20</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 21</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 22</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 23</i>
06/12/2020	 Record on Appeal

CASE SUMMARY

CASE NO. A-19-787004-B

	Party: Defendant Nevada Dept of Taxation <i>Record Part 55</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 56</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 24</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 25</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 57</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 26</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 58</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 28</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 27</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 59</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 60</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 29</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 30</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 31</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 61</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 62</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 33</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 32</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 63</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 34</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 64</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 36</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 35</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 65</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 37</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 66</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 38</i>
06/12/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 67</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record on Review with Certification and Index</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 68</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 69</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 71</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 72</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 73</i>
06/12/2020	 Record on Appeal Party: Defendant Nevada Dept of Taxation <i>Record Part 70</i>
06/12/2020	 Notice Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Notice Regarding the Filing of the Record on Review</i>
06/15/2020	 Joinder to Opposition to Motion Filed by: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time and Associated Joinders</i>
06/15/2020	 Motion Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>Motion to Set Trial on Order Shortening Time</i>
06/15/2020	 Joinder To Motion Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM Development Company, Inc.'s and Livefree Wellness, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i>
06/15/2020	 Joinder To Motion Filed By: Intervenor Defendant Nevada Organic Remedies LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Nevada Organic Remedies, LLC's Joinder to Motion to Set Trial on Order Shortening Time

06/16/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motion Re Bond, Motion to Strike Affirmative Defenses, and Motion to Dismiss Twelve Twelve 6/8/20

06/16/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motion to Admit Evidence of Damages

06/16/2020



Joinder To Motion

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time

06/16/2020



Opposition

Filed By: Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Response to Motion To Set Trial On Order Shortening Time By Tryke Companies So NV, LLC, Tryke Companies Reno, LLC

06/16/2020



Answer

Filed By: Defendant Wellness Connection of Nevada LLC
Wellness Connection Of Nevada Answer To Defendant/Respondent Natural Medicine Complaint In Intervention, Petition For Judicial Review And/Or Writs Of Certiorari, Mandamus, And Prohibition

06/16/2020



Disclosure of Documents and Witnesses Pursuant to NRCP 16.1

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S SUPPLEMENTAL NRCP 16.1 PRETRIAL DISCLOSURE OF WITNESSES AND DOCUMENTS

06/17/2020



Affidavit of Attempted Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service - GFive Cultivation LLC

06/17/2020



Order Granting Motion

(A787035) Order Granting Defendant/Respondents' Twelve Twelve, LLC's Motion to be Dismissed as a Party and Withdraw its Notice of Intent to Participate

06/17/2020



Joinder To Motion

Filed By: Counter Claimant CPCM Holdings LLC
Thrive's Joinder to Motion to Set Trial on Order Shortening Time

06/17/2020



Notice of Compliance

MM Development Company, Inc.'s and LivFree Wellness, LLC's Notice of Compliance with Court's Order Regarding Bond

06/17/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC
Joinder to Tryke Companies Response to Motion to Set Trial on Order Shortening Time

06/17/2020



Opposition to Motion

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Nevada Wellness Center, LLC s Opposition to the Essence Parties Motion to Set Trial on an Order Shortening Time

06/17/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC

TGIG Plaintiffs' Joinder to Nevada Wellness Center LLC's Opposition to Essence Parties' Motion to Set Trail on Order Shortening Time

06/17/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Natural Medicine LLC

Natural Medicine, LLC's Joinder To Plaintiffs Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC Response And Nevada Wellness Center's, LLC's Opposition To Essence Parties Motion To Set Trial On Order Shortening Time

06/17/2020



Response

Filed by: Counter Defendant ETW Management Group LLC

ETW Plaintiffs' Response to Motion to Set Trial on Order Shortening Time and ETW Plaintiffs' Joinder to Nevada Wellness Center, LLC's Opposition to the Essence Parties's Motion to Set Trial on an Order Shortening Time and ETW Plaintiffs' Joinder to Response to Motion to Set Trial on Order Shortening Time by Tryke Companies So NV, LLC, Tryke Companies Reno, LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Attempted Service - RG Highland Enterprises Inc.,

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Attempted Service-Nevada Medical Group LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Due Diligence-Releaf Cultivation, LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration of Service - Agua Street LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Service - Alternative Medicine Association, LC.,

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Service - Green Therapeutics LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Service - Las Vegas Wellness And Compassion LLC

06/18/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Service - Matrix NV, LLC






06/18/2020



Declaration













CASE SUMMARY

CASE NO. A-19-787004-B

	Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - MM R&D LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Nevada Group Wellness LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - NLVG, LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - NV 3480 Partners LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Paradise Wellness Center LLC</i>
06/18/2020	 Declaration <i>Declaration Of Service - Physis One LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Silver Sage Wellness LLC</i>
06/18/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Thompson Farm One L.L.C.,</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Diversified Modalities Marketing Ltd.,</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - 3AP, Inc</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Vegas Valley Growers</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Blossom Group LLC</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Nevada Botanical Science, Inc.,</i>
06/19/2020	 Notice of Entry of Order <i>Notice of Entry of Order Granting Bailey Kennedy's Motion to Withdraw as Counsel For D.H. Flamingo, Inc. and Surterra Holdings, Inc. on Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - NLV Wellness LLC</i>
06/19/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - NLV Wellness LLC</i>
06/22/2020	 Transcript of Proceedings <i>Transcript of Proceedings Hearing on Motions to Set Trial June 18, 2020</i>
06/22/2020	 Motion Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Plaintiff Nevada Wellness Center, LLC's Motion to Enlarge Time for Service on an Order Shortening Time</i>
06/22/2020	 Answer to Amended Complaint Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Answer to ETW Management 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, Nevcan, LLC, Red Earth LLC, THC Nevada, and MMOF Vegas Retail, Inc.'s Third Amended Complaint</i>
06/22/2020	 Answer Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Answer to Strive Wellness of Nevada, LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i>
06/22/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service on 05.04.20 - Releaf Cultivation, LLC</i>
06/22/2020	 Affidavit of Attempted Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - Greenscape Productions LLC</i>
06/23/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service on 06.22.20 - 5Seat Investments LLC</i>
06/23/2020	 Order <i>Amended Trial Protocol No. 1</i>
06/23/2020	 Order Filed By: Defendant Pupo, Jorge <i>Order on Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Jorge Pupo's Answer to Second Amended Complaint</i>
06/23/2020	 Notice of Entry of Judgment by Default Party: Defendant Pupo, Jorge <i>Notice of Entry of Order on Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Jorge Pupo's Answer to Second Amended Complaint</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/24/2020	 Motion in Limine to Exclude Expert Witness <i>Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/24/2020	 Motion in Limine <i>Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/24/2020	 Exhibits <i>Exhibit 1 to Amended Trial Protocol No. 1</i>
06/24/2020	 Motion to Dismiss <i>Compassionate Team of Las Vegas, LLC's Motion to be Dismissed as a Party on Order Shortening Time</i>
06/24/2020	 Joinder to Motion in Limine Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/24/2020	 Joinder to Motion in Limine Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/24/2020	 Motion to Dismiss Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC <i>Motion to Voluntarily Dismiss and/or Drop Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC on Order Shortening Time</i>
06/24/2020	 Joinder to Motion in Limine Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/24/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/24/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/24/2020	 Joinder to Motion in Limine Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/24/2020	 Declaration

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Service - Carson City Agency Solutions LLC

06/24/2020



Application for Issuance of Commission to Take Deposition
Party: Consolidated Case Party Nevada Wellness Center, LLC
Application for the Issuance of a Commission to Take Deposition Outside of Nevada

06/24/2020



Substitution of Attorney
Filed by: Counter Defendant THC Nevada LLC
(A787004, A787035) Notice of Substitution of Counsel

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice of Intent to Take Default Against High Sierra Cultivation LLC

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Acres Medical LLC

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Acres Dispensary L.L.C.,

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Bioneva Innovations Of Carson City LLC

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Greenway Health Community L.L.C.,

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Luff Enterprises NV, INC.,

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant Malana LV L.L.C.,

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant West Coast Development Nevada, LLC

06/24/2020



Three Day Notice of Intent to Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Of Intent To Take Default Against Defendant WSCC, Inc.,

06/24/2020



Default
Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Default Against Defendant Acres Dispensary L.L.C.,

06/24/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Acres Medical LLC</i>
06/24/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Greenway Health Community L.L.C.,</i>
06/24/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant High Sierra Cultivation LLC</i>
06/24/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Luff Enterprises NV, Inc.,</i>
06/24/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Malana LV LLC</i>
06/24/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant West Coast Development Nevada, LLC</i>
06/24/2020	 Commission Issued Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>Commission to Take Deposition Outside of Nevada</i>
06/25/2020	 Joinder to Motion in Limine Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/25/2020	 Joinder to Motion in Limine Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Service (William Anderson)</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - Econeveda, LLC</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - CWNevada LLC</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Nye Farm Tech LTD.,</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - H&K Growers Corp.,</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - Forever Green, LLC</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - Wendovera LLC_06.25.20</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Southern Nevada Growers, LLC</i>
06/25/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration of Attempted Service - Phenofarm NV LLC</i>
06/26/2020	 Motion Filed By: Consolidated Case Party Rural Remedies LLC <i>Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever</i>
06/26/2020	 Motion <i>Plaintiff Nevada Wellness Centers, LLC's to Serve Defendants Via Secretary of State, or in the Alternative Motion to Serve Defendants Via Publication on Order Shortening Time</i>
06/26/2020	 Joinder to Motion in Limine Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to Lone Mountain Partners, LLC's Motions in Limine on Order Shortening Time</i>
06/26/2020	 Supplement Filed by: Defendant Nevada Dept of Taxation <i>Supplement to Record on Review in Accordance with the Nevada Administrative Procedure Act</i>
06/26/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service 1 - NLV Wellness LLC</i>
06/26/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service 2 - NLV Wellness LLC</i>
06/26/2020	 Joinder To Motion Filed By: Consolidated Case Party Clear River, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Clear River's Joinder to Lone Mountain's Motion in Limine to Limit Trial Testimony re Greg Smith and Preclude Untimley Supplementation and Application for Order Shortening Time

06/26/2020



Joinder to Motion in Limine

Filed By: Consolidated Case Party Clear River, LLC

Clear River's Joinder to Lone Mountain's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time

06/26/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Declaration Of Attempted Service on 05.26.20 - Nevada Medical Group LLC

06/26/2020



Notice of Non Opposition

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Nevada Wellness Center, LLC s Notice of Non-Opposition to Compassionate Team of Las Vegas, LLC s Motion to Be Dismissed as a Party on Order Shortening Time

06/26/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Rural Remedies LLC

Rural Remedies Pretrial Disclosures Pursuant to NRCP 16.1(a)(3)

06/26/2020



Pre-Trial Disclosure

PTD

06/26/2020



Pre-Trial Disclosure

Party: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics, LLC's Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)

06/26/2020



Commission to Take Deposition Outside the State of Nevada

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Commission to Take Deposition Outside of Nevada

06/26/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTIONS IN LIMINE ON ORDER SHORTENING TIME

06/26/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC

Defendant in Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's NRCP 16.1(a)(3) Pretrial Disclosure

06/26/2020



Motion for Sanctions

Filed By: Defendant Wellness Connection of Nevada LLC

Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time

06/26/2020



Exhibits

Exhibits 1 - 8 to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions

06/26/2020



Motion to Dismiss

Filed By: Consolidated Case Party Waveseer of Nevada LLC

Defendant/Respondent Waveseer of Nevada, LLC's Motion (1) to be Dismissed as a Party and (2) to Withdraw Statement of Notice of Intent to Participate on Order Shortening Time

06/26/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Pre-Trial Disclosure Party: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV, LLC's Pretrial Disclosures</i>
06/26/2020	 Pre-Trial Disclosure Party: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's NRCP 16.1(a)(3) List of Witnesses and Trial Exhibits</i>
06/26/2020	 Opposition to Motion in Limine Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Lone Mountain Partners LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i>
06/26/2020	 Omnibus Motion In Limine Filed by: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Lone Mtn Partners MIL Exclude Testimony of Greg Smith</i>
06/26/2020	 Mandatory Pretrial Disclosure Party: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Mandatory PreTrial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
06/26/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Nevada Wellness Center, LLC's Motion to Enlarge Time for Service and Status Check</i>
06/26/2020	 Opposition to Motion in Limine Filed By: Consolidated Case Party TGIG, LLC <i>Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i>
06/26/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
06/26/2020	 Mandatory Pretrial Disclosure Party: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC Pretrial Disclosure Statement</i>
06/26/2020	 Pre-Trial Disclosure Party: Other Qualcan LLC <i>Qualcan, LLC's Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
06/26/2020	 Pre-Trial Disclosure Party: Consolidated Case Party Tryke Companies Reno, LLC <i>Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC s Second Supplemental NRCP 16.1 Pretrial Disclosure of Witnesses and Documents</i>
06/26/2020	 Pre-Trial Disclosure Party: Consolidated Case Party TGIG, LLC <i>TGIG Pre-Trial Disclosures</i>
06/26/2020	 Mandatory Pretrial Disclosure Party: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.

CASE SUMMARY

CASE NO. A-19-787004-B

Plaintiffs MM Development Company, Inc. and LivFree Wellness LLC s Pretrial Disclosures Pursuant to NRCP 16.1(A)(3)(c)

06/26/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Helping Hands Wellness Center Inc
HELPING HANDS WELLNESS CENTER, INC. S PRE-TRIAL DISCLOSURES NRCP 16.1(a)(3)

06/26/2020



Pre-Trial Disclosure

Party: Defendant Nevada Dept of Taxation
State of Nevada ex rel. the Department of Taxation's Disclosure Under Nevada Rule of Civil Procedure 16.1(a)(3)

06/26/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder Plaintiff s Opposition to Lone Mountain Partners, LLC s Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time

06/26/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder Plaintiff s Opposition to Lone Mountain Partners, LLC s Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time

06/26/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLC s Joinder Plaintiff s Opposition to Lone Mountain Partners, LLC s Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time

06/26/2020



Mandatory Pretrial Disclosure

Party: Consolidated Case Party Natural Medicine LLC
Defendant/Respondent/Plaintiff in Intervention Natural Medicine LLC's Pretrial Disclosures Pursuant to 16.1 (a)(3)(c)

06/26/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center, LLC'S Pretrial Disclosures

06/26/2020



Pre-Trial Disclosure

Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)

06/26/2020



Joinder to Opposition to Motion

Filed by: Counter Defendant ETW Management Group LLC
ETW Plaintiffs' Joinder to Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time

06/26/2020















Joinder to Opposition to Motion

ETW Plaintiffs' Joinder to Plaintiffs' Opposition to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time

06/26/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Pre-Trial Disclosure Party: Counter Defendant ETW Management Group LLC <i>Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
06/26/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant WSCC, INC.,</i>
06/26/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Bioneva Innovations Of Carson City LLC</i>
06/29/2020	 Pre-Trial Disclosure Party: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Pre-Trial Disclosures NRCP 16.1(a)(1)</i>
06/29/2020	 Answer to Amended Complaint Filed By: Defendant Wellness Connection of Nevada LLC <i>(A787540) Wellness Connection Of Nevada, LLC s Answer To Plaintiff Nevada Wellness Center, LLC's Second Amended Complaint And Petition For Judicial Review Or Writ Of Mandamus</i>
06/29/2020	 Pre-Trial Disclosure Party: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC <i>CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C. S PRE-TRIAL DISCLOSURES</i>
06/29/2020	 Answer to Amended Complaint Filed By: Defendant Wellness Connection of Nevada LLC <i>(A785818) Wellness Connection Of Nevada, LLC s Answer To Plaintiffs MM Development Company, Inc. & Livfree Wellness, LLC s Second Amended Complaint And Petition For Judicial Review Or Writ Of Mandamus</i>
06/29/2020	 Pre-Trial Disclosure Party: Consolidated Case Party TGIG, LLC <i>TGIGs' Designation of Depositions</i>
06/29/2020	 Pre-Trial Disclosure Party: Consolidated Case Party TGIG, LLC <i>TGIG Plaintiffs' Designation of Firm Representative</i>
06/29/2020	 Notice of Deposition Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>(A787540) Notice of Plaintiff Nevada Wellness Center LLC's Deposition Excerpt Designations to be Used at Trial</i>
06/29/2020	 Status Report Filed By: Counter Defendant ETW Management Group LLC <i>Joint Status Report re Needed Time for Plaintiffs to Present Phase Two Case-in-Chief</i>
06/29/2020	 Pre-Trial Disclosure <i>State of Nevada ex rel. the Department of Taxation's Designation of Depositions Under</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Nevada Rule of Civil Procedure 16.1(a)(3)(A)(ii)

06/29/2020



Pre-Trial Disclosure

Party: Defendant Nevada Dept of Taxation

State of Nevada ex rel. the Department of Taxation's Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1

06/29/2020



Pre-Trial Disclosure

Party: Defendant Wellness Connection of Nevada LLC

Wellness Connection of Nevada, LLC's Designation of Deposition Testimony

06/29/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Tryke Companies Reno, LLC

Plaintiffs Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC Designation of Firm Representative

06/29/2020



Answer to Amended Complaint

Filed By: Counter Claimant CPCM Holdings LLC

CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplaces Answer To Rural Remedies, LLC's Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus

06/29/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC

CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE S DESIGNATION OF FIRM REPRESENTATIVE PURSUANT TO AMENDED TRIAL PROTOCOL NO. 1

06/29/2020



Pre-Trial Disclosure

Party: Defendant Wellness Connection of Nevada LLC

Wellness Connection of Nevada, LLC's Designation of Firm Representative

06/29/2020



Pre-Trial Disclosure

Deep Roots Medical LLC s Designation of Firm Representatives Pursuant to Amended Trial Protocol 1

06/29/2020



Opposition

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Response to Rural Remedies, LLC's Motion to Sever

06/29/2020



Opposition

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Opposition to Motion to Voluntarily Dismiss and/or Drop Tryke Companies Reno, LLC and Nuleaf Incline Dispensary, LLC on Order Shortening Time

06/29/2020



Pre-Trial Disclosure

Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Supplemental Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)

06/29/2020



Pre-Trial Disclosure

Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

The Essence Entities' Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1

CASE SUMMARY

CASE NO. A-19-787004-B

06/29/2020	 Pre-Trial Disclosure Party: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Designation of Firm Representative re Trial Documents</i>
06/29/2020	 Notice Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>MM DEVELOPMENT COMPANY, INC. S AND LIVFREE WELLNESS, LLC S DESIGNATION OF FIRM REPRESENTATIVES PER AMENDED TRIAL PROTOCOL NO. 1</i>
06/29/2020	 Notice <i>MM DEVELOPMENT COMPANY, INC. S AND LIVFREE WELLNESS, LLC S DEPOSITION DESIGNATIONS</i>
06/29/2020	 Pre-Trial Disclosure Party: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC'S Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1</i>
06/29/2020	 Notice Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Deposition Designations</i>
06/29/2020	 Mandatory Pretrial Disclosure Party: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S DEPOSITION DESIGNATIONS</i>
06/29/2020	 Notice Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S DESIGNATION OF FIRM REPRESENTATIVES PURSUANT TO AMENDED TRIAL PROTOCOL NO. 1</i>
06/30/2020	 Motion Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Voluntarily Dismiss MMOF Vegas Retail, Inc. and Request to Release MMOF Vegas Retail, Inc's Bond Funds on Order Shortening Time</i>
06/30/2020	 Notice Filed By: Consolidated Case Party Rural Remedies LLC <i>RURAL REMEDIES, LLC S DESIGNATION OF FIRM REPRESENTATIVES PER AMENDED TRIAL PROTOCOL NO. 1</i>
06/30/2020	 Supplement Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>(A787540) Plaintiff Nevada Wellness Center, LLC s Supplement to Pretrial Disclosures</i>
06/30/2020	 Miscellaneous Filing Filed by: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1</i>
06/30/2020	 Opposition to Motion Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Limited Opposition to Motion to Voluntarily Dismiss MMOF Vegas Retail, Inc. as a Plaintiff</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/30/2020



Miscellaneous Filing

Filed by: Consolidated Case Party Clark Natural Medicinal Solutions LLC
Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC, Clark NMSD LLC and Inyo Fine Cannabis Dispensary LLC's Designation of Firm Representative

06/30/2020



Order Granting Motion

Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC
(A786357) Order Granting Compassionate Team of Las Vegas, LLC's Motion to be Dismissed as a Party on Order Shortening Time

06/30/2020



Errata

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Errata to Plaintiff Nevada Wellness Center, LLC's Pretrial Disclosures

06/30/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Compassionate Team of Las Vegas LLC
Notice of Entry of Order

06/30/2020



Joinder

Filed By: Other Qualcan LLC
Qualcan LLC's Joinder to Deposition Designations

06/30/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Deposition Designations

06/30/2020



Exhibits

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine LLC's Party Representative Designations Regarding Exhibits Pursuant to Amended Trial Protocol No.1

06/30/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Clear River, LLC
Clear River's Designation of Firm Representative

06/30/2020



Answer to Amended Complaint

Filed By: Defendant Wellness Connection of Nevada LLC
Wellness Connection of Nevada LLC's Answer to Plaintiff Qualcan LLC's Second Amended Complaint

06/30/2020



Pre Trial Information

Filed by: Counter Defendant ETW Management Group LLC
First Amended Pre-Trial Transcript Designations Pursuant to NRCP 16.1(a)(3)(A)(ii)

06/30/2020



Notice

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Plaintiff Nevada Wellness Center, LLC's Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1

06/30/2020



Notice

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Notice of GreenMart of Nevada NLV LLC's Designation of Firm Representative Pursuant to Amended Trial Protocol No. 1

CASE SUMMARY

CASE NO. A-19-787004-B

06/30/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to Plaintiffs Pretrial Disclosures, Deposition Designations, and Other Documents Identified and all Joinders Thereto</i>
06/30/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine LLC s Joinder to ETW Management Group LLC's Joint Status Report re Needed Time for Plaintiffs to Present Phase Two Case in Chief and All Joinders thereto</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Fidelis Holdings</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Forever Green</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Franklin Bioscience</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons GBS Nevada Partners</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Gfive Cultivation</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Global Harmony</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Good Chemistry Nevada</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Gravitas Nevada</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Green Leaf Farm Holdings</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Green life Productions</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Green Therapeutics</i>

CASE SUMMARY

CASE NO. A-19-787004-B

06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Greenleaf Wellness</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Greenmart of Nevada NLV</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Greenscape Productions</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons GTI Nevada</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons H&K Growers Corp</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Harvest of Nevada</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Healthcare Options for Patients Enterprises</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Helios NV</i>
06/30/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Helping Hands Wellness Center</i>
07/01/2020	 Answer Filed By: Counter Claimant CPCM Holdings LLC <i>CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to Qualcan, LLC's Second Amended Complaint</i>
07/01/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Plaintiffs' Pretrial Disclosures, Other Documents Identified and All Joinders Thereto</i>
07/01/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to ETW Management Group LLC, et al.'s First Amended Pre-Trial Transcript Designations Pursuant to NRCP 16.1(a)(3)(A)(ii)</i>
07/01/2020	 Answer to Amended Complaint Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Answer to Defendant Rural Remedies, LLC's Amended</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

07/01/2020



Joinder To Motion

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.
MM Development Company, Inc.'s and LivFree Wellness, LLC's Joinder in NWC Motion for Case Terminating Sanctions

07/01/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Motion for Case Ending Sanctions on Order Shortening Time

07/01/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions In Limine Re Testimony of Larry Holifield and Greg Smith 6/29/20

07/01/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions to Dismiss and Rural Remedies' Motion to Sever

07/01/2020



Opposition to Motion to Dismiss

Filed By: Counter Defendant Herbal Choice Inc.
Plaintiff Herbal Choice Inc's Limited Opposition to Motion to Voluntarily Dismiss MMOFF Vegas Retail Inc as a Plaintiff

07/01/2020



Joinder

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Joinder to Deposition Designations

07/01/2020



Joinder To Motion

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time and all Joinders Thereto

07/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Affidavit Of Attempted Service-The Harvest Foundation LLC

07/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service-The Harvest Foundation LLC

07/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service 06.25-Nevada Medical Group LLC

07/01/2020



Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service 06.29-Nevada Medical Group LLC

07/01/2020




Declaration

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Declaration Of Attempted Service - Nevada Medical Group LLC


CASE SUMMARY

CASE NO. A-19-787004-B

07/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - The Harvest Foundation LLC</i>
07/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service - GFive Cultivation LLC</i>
07/01/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - The Harvest Foundation LLC</i>
07/01/2020	 Objection Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's General Objection to Plaintiffs' Pretrial Disclosures</i>
07/01/2020	 Objection Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's General Objections to Plaintiffs' Pretrial Disclosures</i>
07/01/2020	 Joinder to Opposition to Motion Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Esssence Entities' Joinder to Defendant-Intervenor, Nevada Ordanic Remedies, LLC's Limited Opposition to Motion to Voluntarily Dismiss MMOF Vegas Retail, Inc. as a Plaintiff</i>
07/01/2020	 Objection Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc. <i>Plaintiffs MM Development Company, Inc. and LivFree Wellness, LLC s Objections to Pretrial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/01/2020	 Joinder To Motion Filed By: Counter Defendant ETW Management Group LLC <i>ETW Plaintiffs' Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time</i>
07/01/2020	 Objection Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxaton's Objections to Disclosures Under Nevada Rule of Civil Procedure 16.1(a)(3)</i>
07/01/2020	 Objection Filed By: Counter Defendant ETW Management Group LLC <i>Objections to Pretrial Disclosures</i>
07/01/2020	 Objection Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Objections to Plaintiffs' Pre-Trial Disclosures</i>
07/01/2020	 Objection Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical, LLC's Objection to Pretrial Disclosures</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/01/2020	 Objection <i>Qualcan, LLC s Objections to Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/01/2020	 Objection Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Objections to Plaintiffs' Pretrial Disclosures</i>
07/01/2020	 Objection Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S OBJECTIONS TO PLAINTIFF S PRE-TRIAL DISCLOSURES</i>
07/01/2020	 Joinder To Motion Filed By: Counter Defendant THC Nevada LLC <i>THC Nevada LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time</i>
07/01/2020	 Joinder <i>THC Nevada LLC's Joinder to ETW Management Group LLC, et al.'s Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/02/2020	 Notice of Change of Address Filed By: Consolidated Case Party GTI Nevada LLC <i>Notice of Change of Address</i>
07/02/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to ETW's Third Amended Complaint</i>
07/02/2020	 Amended Order <i>Amended Trial Protocol No. 2</i>
07/02/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to TGIG, LLC'S Second Amended Complaint</i>
07/02/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to Qualcan, LLC's Second Amended Complaint</i>
07/02/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to MM Development Company, Inc. and LivFree Wellness LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
07/02/2020	 Joinder Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Joinder to Pre-Trial Disclosures</i>
07/02/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Pre-Trial Disclosures</i>












CASE SUMMARY

CASE NO. A-19-787004-B

07/02/2020	 Joinder Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Joinder to Objections to Plaintiffs' Pre-Trial Disclosures</i>
07/02/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics LLC Joinder to MM Development and Llvfree First Supplement to Pretrial Disclosures</i>
07/02/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Various Objections to Pretrial Disclosures</i>
07/02/2020	 Joinder To Motion Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Nevada Wellness Center Motion for Case Ending Sanctions on Order Shortening Time</i>
07/02/2020	 Pre-Trial Disclosure Party: Defendant Nevada Dept of Taxation <i>Department of Taxation's Counter-Designations of Deposition Transcripts Under NRCP 16.1 (a)(3)(A)(ii)</i>
07/02/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to Various Objections to Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/02/2020	 Pre-Trial Disclosure Party: Consolidated Case Party TGIG, LLC <i>TGIG Supplmeental Pre-Trial Disclsoure</i>
07/02/2020	 Notice Filed By: Consolidated Case Party TGIG, LLC <i>TGIG Plaintiffs' Counter Designation of Depositions Pursuant to Amended Trial Protocol No. 1</i>
07/02/2020	 Objection Filed By: Counter Claimant CPCM Holdings LLC <i>CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Objections to Plaintiffs' Pre-Trial Disclosures</i>
07/02/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Service-Greenscape Productions LLC</i>
07/02/2020	 Pre Trial Information Filed by: Counter Defendant ETW Management Group LLC <i>Pre-Trial Counter Designations Pursuant to NRCP 16.1(a)(3)(A)(ii)</i>
07/02/2020	 Objection Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection's Objections to Plaintiffs' Pretrial Disclosures</i>
07/02/2020	 Joinder

CASE SUMMARY














CASE NO. A-19-787004-B

	<p>Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to TGIG Plaintiffs' NRCP 16.1(A)(3) Supplemental Witness Disclosures Pursuant to Amended Trial Protocol #1 and Plaintiffs MM Development Company Inc, and Livfree Wellness LLC's First and Second Supplement to Pretrial Disclosures Pursuant to NRCP 16.1(A)(3)</i></p>
07/02/2020	<p> Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center LLC's Joinder to MM Development Company Inc.'s and Livefree Wellness LLC's Deposition Designations for Danette Kluever, Robert Potter, Richard Elloyan, Duane Lemons and Lucy Flores</i></p>
07/02/2020	<p> Joinder Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Nevada Wellness Center LLC's Joinder to ETW Management Group LLC's Deposition Designations</i></p>
07/02/2020	<p> Pre-Trial Disclosure Party: Counter Defendant ETW Management Group LLC <i>First Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i></p>
07/02/2020	<p> Pre-Trial Disclosure Party: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Counter-Designations of Deposition Transcripts Pursuant to NRCP 16.1(a)(3)(A)(ii)</i></p>
07/02/2020	<p> Subpoena Electronically Issued Filed by: Consolidated Case Party TGIG, LLC <i>Trial Subpoena</i></p>
07/02/2020	<p> Subpoena Electronically Issued <i>Trial Subpoena</i></p>
07/02/2020	<p> Subpoena Electronically Issued Filed by: Consolidated Case Party TGIG, LLC <i>Trial Subpoena</i></p>
07/02/2020	<p> Subpoena Electronically Issued Filed by: Consolidated Case Party TGIG, LLC <i>Trial Subpoena</i></p>
07/06/2020	<p> Joinder To Motion Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC <i>Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C's Joinder to Nevada Wellness Center's Motion for Case Terminating Sanctions</i></p>
07/06/2020	<p> Initial Appearance Fee Disclosure Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Initial Appearance Fee Disclosure</i></p>
07/06/2020	<p> Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to Nevada Wellness Center, LLC's Second Amended</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B













Complaint and Petition for Judicial Review or Writ of Mandamus

07/06/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Answer to Rural Remedies, LLC's Amended Complaint In Intervention, Petition for Judicial Review or Writ of Mandamus</i>
07/06/2020	 Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Joinder to Defendant's Deposition Designations</i>
07/06/2020	 Joinder Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Nevada Organic Remedies, LLC's Deposition Designations</i>
07/06/2020	 Designation of Witness Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Rebuttal Designations of Deposition Transcripts under NRCP 16.1</i>
07/06/2020	 Pre-Trial Disclosure Party: Counter Defendant ETW Management Group LLC <i>Second Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons High Sierra Cultivation</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Las Vegas Wellness and Compassion</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Luff Enterprises</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons LVMC C&P</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Malana LV</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Miller Farms</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons MM R&D</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Summons MMNV2 Holdings I

07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Nevada Botanical Science</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons Nevada Medical Group</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons NEVCANN</i>
07/06/2020	 Summons Electronically Issued - Service Pending Party: Consolidated Case Party Natural Medicine LLC <i>Summons NLV Wellness</i>
07/06/2020	 Pre-Trial Disclosure Party: Other Qualcan LLC <i>Qualcan, LLC s First Supplemental Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
07/06/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Defendants' Deposition Designations</i>
07/06/2020	 Joinder Filed By: Defendant Lone Mountain Partners LLC <i>Lone Mountain Partners, LLC's Joinder to Deposition Counter-Designations</i>
07/06/2020	 Pre-Trial Disclosure Party: Consolidated Case Party TGIG, LLC <i>TGIG First Supplement to the 16.1 Disclosures</i>
07/06/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to TGIG Plaintiffs' NRCP 16.1(A)(3) Supplemental Witness Disclosures Pursuant to Amended Trial Protocol #1</i>
07/06/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to ETW Management Group LLC, Global Harmony LLC, Just Quality, LLC, Libra Wellness Center, LLC Rombough Real Estate Inc. dba Mother Herb and Zion Gardens LLC's Second Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(A)(3)</i>
07/06/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to ETW Management Group LLC, Global Harmony LLC, Just Quality, LLC, Libra Wellness Center, LLC Rombough Real Estate Inc. dba Mother Herb and Zion Gardens LLC's First Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(A)(3)</i>
07/06/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to ETW Management Group LLC, Global Harmony LLC,</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Just Quality, LLC, Libra Wellness Center, LLC Rombough Real Estate Inc. dba Mother Herb and Zion Gardens LLC's Pre-Trial Counter Designations Pursuant to NRCP 16.1(a)(3)

07/06/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to MM Development Company, Inc. and Livfree Wellness LLC's Second and Third Supplement to Pretrial Disclosures Pursuant to NRCP 16.1 (A)(3)(c)

07/06/2020



Joinder To Motion

Filed By: Consolidated Case Party TGIG, LLC
TGIG Plaintiffs' Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time

07/06/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Plaintiffs Pretrial Disclosures and all Joinders Thereto

07/06/2020



Joinder To Motion

Filed By: Other Qualcan LLC
Qualcan LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time

07/06/2020



Subpoena Electronically Issued

Filed by: Consolidated Case Party TGIG, LLC
Trial Subpoena

07/06/2020



Subpoena Electronically Issued

Filed by: Consolidated Case Party TGIG, LLC
Trial Subpoena

07/06/2020



Subpoena Electronically Issued

Filed by: Consolidated Case Party TGIG, LLC
Trial Subpoena

07/06/2020



Subpoena Electronically Issued

Filed by: Consolidated Case Party TGIG, LLC
Trial Subpoena

07/06/2020



Subpoena Electronically Issued

Filed by: Consolidated Case Party TGIG, LLC
Trial Subpoena

07/07/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
(A787726) Lone Mountain Partners, LLC's Answer to High Sierra Holistics, LLC's Complaint and Petition for Judicial Review or Writ of Mandamus

07/07/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Counter-Designations of Deposition Transcripts Pursuant to NRCP 16.1(a)(3)(A)(ii)

07/07/2020



Joinder

Filed By: Intervenor Defendant Lone Mountain Partners, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Lone Mountain Partners, LLC's Joinder to Deposition Counter-Designations

07/07/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
Defendant In Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Amended NRCP 16.1(a)(3) Pretrial Disclosure

07/07/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
Defendant in Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Second Amended NRCP 16.1(a)(3) Pretrial Disclosure

07/07/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC
Clear River, LLC's Joinder to CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Counter Designations of Deposition Transcripts Pursuant to NRCP 16.1(a)(3)(A)(ii)

07/07/2020



Pre-Trial Disclosure

Party: Consolidated Case Party Natural Medicine LLC
Defendant/Respondent/Plaintiff in Intervention Natural Medicine LLC's First Amended Pretrial Disclosures Pursuant to 16.1 (a)(3)(c)

07/07/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
Defendant In Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Third Amended NRCP 16.1(a)(3) Pretrial Disclosure

07/07/2020



Joinder

Filed By: Defendant Circle S Farms LLC
Circle S Farms LLC's Joinder to Defendants' Deposition Designations

07/08/2020



Motion for Judgment

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and Livfree Wellness LLC on an Order Shortening Time

07/08/2020



Motion to Compel

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Motion to Compel MM Development Company, Inc. and Livfree Wellness, LLC, on an Order Shortening Time

07/08/2020



Opposition to Motion

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions

07/08/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Motions to Dismiss and Nevada Wellness Center's Motion to Serve Via Secretary of State or Publication 7/2/20

07/08/2020



Clerk's Notice of Hearing

Notice of Hearing

07/08/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to The Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time</i>
07/08/2020	 Joinder To Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Integral Associates LLC d/b/a Essence Cannabis Dispensaries, Essence Tropicana, LLC, Essence Henderson, LLC's Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and Livefree Wellness LLC on an Order Shortening Time</i>
07/08/2020	 Objection Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Objections to Designations, Counter-Designations and/or Rebuttal Designations of Deposition Transcripts and Hearing Testimony</i>
07/08/2020	 Opposition Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Opposition to Nevada Wellness Center's Motion for Case Ending Sanctions on Order Shortening Time</i>
07/08/2020	 Joinder to Opposition to Motion Filed by: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness Center LLC's Motion for Case Terminating Sanctions</i>
07/08/2020	 Objection Filed By: Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Objections to Deposition Testimony</i>
07/08/2020	 Joinder to Opposition to Motion Filed by: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions</i>
07/08/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Clear River, LLC's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions</i>
07/08/2020	 Objection Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Objections to Plaintiffs' Initial Deposition Designations</i>
07/08/2020	 Joinder to Opposition to Motion Filed by: Defendant Lone Mountain Partners LLC <i>Lone Mountain Partners, LLC's Joinder to: (1) the Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions; (2) the Essence Entities Joinder to the Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time; and (3) Clear River, LLC's Opposition to Nevada Wellness Center's Motion for Case Ending Sanctions on Order Shortening Time</i>
07/08/2020	 Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC Joinder to: (1) the Essence Entities' Motion to Compel Mm Development Company, Inc. and Livfree Wellness, LLC on an Oder Shortening Time; and (2) the Essence Entities Motion For Judgment as a Matter of Law for Lack of Standing by Mm Development Company, Inc. and Livfree Wellness, LLC on an Order Shortening Time

07/08/2020



Objection

Filed By: Counter Claimant CPCM Holdings LLC
Thrive's Objections to Plaintiff's Proposed Deposition Designations

07/08/2020



Pre-Trial Disclosure

Party: Counter Defendant ETW Management Group LLC
Third Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)

07/08/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to ETW Management Group LLC's Answers

07/08/2020



Joinder to Opposition to Motion

Filed by: Defendant Circle S Farms LLC
Circle S Farms LLC's Joinder to the Department of Taxation and Clear River, LLC's Oppositions to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions

07/08/2020



Joinder to Opposition to Motion

Filed by: Defendant Pupo, Jorge
Defendant Pupo's Joinder to Departement of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions

07/08/2020



Objection

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Objections to Plaintiffs' Deposition Designations

07/08/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Nevada Wellness Center, LLC s Motion for Case Terminating Sanctions

07/08/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Clear River LLC's Opposition to Nevada Wellness Center, LLC s Motion for Case Ending Sanctions on an Order Shortening Time

07/08/2020



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc., and LivFree Wellness, LLC on an Order Shortening Time

07/08/2020



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Motion to Compel MM Development Company, Inc., and LivFree Wellness, LLC on an Order Shortening Time

07/08/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to (1) Nevada Organic Remedy's Objections to

CASE SUMMARY

CASE NO. A-19-787004-B

Deposition Testimony; (2) Thrive's Objections to Deposition Testimony; and (3) the Essence Entities Objections to Deposition Testimony

07/08/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder (1) the Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Terminating Sanctions; (2) the Essence Entities Joinder to the Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time; and (3) Clear River, LLC's Opposition to Nevada Wellness Center's Motion for Case Ending Sanctions on Order Shortening Time

07/08/2020



Objection

Filed By: Counter Defendant ETW Management Group LLC
ETW Plaintiffs' Objections to Deposition Designations, Counter-Designations, and Rebuttal Designations of Deposition Transcripts and Hearing Testimony

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to the TGIG Parties' Second Amended Complaint

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to Qualcan, LLC's Second Amended Complaint

07/08/2020



Answer to Complaint

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to Natural Medicine, LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to Third Amended Complaint

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to MM Development Company, Inc. & LivFree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

07/08/2020



Answer to Complaint

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Essence Entities' Answer to Complaint and Petition for Judicial Review or Writ of Mandamus

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana

CASE SUMMARY

CASE NO. A-19-787004-B

LLC; Defendant Essence Henderson LLC

Essence Entities' Answer to First Amended Complaint and Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition

07/08/2020



Answer to Amended Complaint

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC

Essence Entities' Answer to Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

07/08/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC

Natural Medicine LLC's Joinder to Etw Plaintiffs' Objections Deposition Designations, and Rebuttal Designations of Deposition Transcripts and Hearing Testimony

07/08/2020



Notice

Filed By: Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC; Consolidated Case Party Gravitas Nevada Ltd

TGIG's Notice of Power Point & Computer Animation Pursuant to Amended Trial Protocol #2

07/08/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC

DEFENDANT IN INTERVENTION, CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE S FOURTH AMENDED NRCP 16.1(a)(3) PRETRIAL DISCLOSURE

07/09/2020



Joinder To Motion

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC's Joinder to the Essence Parties' Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and Livfree Wellness LLC on Order Shortening Time

07/09/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics, LLC's Joinder to ETW Plaintiffs' Objections to Deposition Designations, Counter-Designations and Rebuttal Designations

07/09/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC

Natural Medicine, LLC's Joinder to ETW Management Group, LLC's Answer(s)

07/09/2020



Objection

Pure Tonic Concentrates LLC's Objections to Pretrial Disclosure

07/09/2020



Joinder to Opposition to Motion

Filed by: Defendant Wellness Connection of Nevada LLC

Wellness Connection Of Nevada's Joinder To (1) The Department Of Taxation's Opposition To Nevada Wellness Center's Motion For Case Ending Sanctions; (2) The Essence Entities Joinder To The Department Of Taxation's Opposition To Nevada Wellness Center's Motion For Case Ending Sanctions; and (3) Clear River's Opposition To Nevada Wellness Center's Motion For Case Ending Sanctions

07/09/2020



Joinder To Motion

Filed By: Defendant Wellness Connection of Nevada LLC

Wellness Connection Of Nevada's Joinder To The Essence Entities' Motion For Judgment As A Matter Of Law For Lack Of Standing By MM Development Company, Inc. and Livfree

CASE SUMMARY

CASE NO. A-19-787004-B

Wellness On Order Shortening Time

07/09/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Answer to TGIG Plaintiffs' Second Amended Complaint

07/09/2020



Motion for Order

Filed By: Consolidated Case Party TGIG, LLC

Motion for Order Requiring the Dot to Supplement and Recertify the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief

07/09/2020



Motion for Protective Order

Motion for Protective Order and to Modify Trial Subpoena on Order Shortening Time

07/09/2020



Opposition to Motion to Compel

Opposition to Motion to Compel MM Development Company, Inc. and LivFree Wellness LLC on an Order Shortening Time

07/09/2020



Clerk's Notice of Hearing

Notice of Hearing

07/09/2020



Joint Pre-Trial Memorandum

Filed By: Counter Defendant Zion Gardens LLC

Plaintiffs' Joint Pre-Trial Memorandum

07/09/2020



Pre-trial Memorandum

Filed by: Counter Claimant Integral Associates LLC

Defense Pretrial Memorandum

07/09/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC

Defendant In Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Fifth Amended NRCP 16.1(a)(3) Pretrial Disclosure

07/09/2020



Joinder To Motion

Filed By: Consolidated Case Party Natural Medicine LLC

Natural Medicine, LLC s Joinder To Motion For Order Requiring The Dot to Supplement and Rectify the Administrative Record; To Permit Plaintiffs to Offer Extra Record Evidence At The Hearing of Judicial Review; And to Enlarge Time For Filing Opening Brief

07/09/2020



Transcript of Proceedings

Transcript of Proceedings: Hearing on Nevada Wellness Center's Motion for Case-Ending Sanctions

07/09/2020



Opposition to Motion

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.

Opposition to the Essence Parties Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and LivFree Wellness, LLC on Order Shortening Time

07/09/2020



Joinder to Opposition to Motion

Filed by: Counter Claimant CPCM Holdings LLC

DEFENDANT IN INTERVENTION THRIVE S JOINDER TO DEPARTMENT OF TAXATION

CASE SUMMARY

CASE NO. A-19-787004-B

S OPPOSITION TO NEVADA WELLNESS CENTER, LLC S MOTION FOR CASE ENDING SANCTIONS AND SUPPLEMENTAL AUTHORITY BRIEF

07/09/2020



Answer to Amended Complaint

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to Rural Remeies, LLC's Amended Complaint

07/09/2020



Answer to Amended Complaint

Filed By: Defendant Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to TGIG Parties' Second Amended Complaint

07/09/2020



Answer to Amended Complaint

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center Inc., Answer to Nevada Wellness Center, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

07/09/2020



Answer to Amended Complaint

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

07/09/2020



Answer to Amended Complaint

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition

07/09/2020



Answer to Amended Complaint

Filed By: Defendant Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to MM Development Company, Inc., & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

07/09/2020



Answer to Amended Complaint

Filed By: Defendant Helping Hands Wellness Center Inc
Helpings Hands Wellness Center, Inc., Answer to Qualcann, LLC's Second Amended Complaint

07/09/2020



Answer to Amended Complaint

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to Third Amened Complaint

07/09/2020



Answer to Amended Complaint

Filed By: Defendant Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc., Answer to High Sierra Holistics Complaint and Petition for Judicial Review or Writ of Mandamus

07/10/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Joint Supplemental Expert Disclosure

07/10/2020



Notice of Entry

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Notice of Entry of Order Granting Motion to Voluntarily Dismiss and/or Drop Tryke

CASE SUMMARY

CASE NO. A-19-787004-B

Companies so NV, LLC. Tryke Companies Reno, LLC and Nuleaf Incline Dispensary, LLC on Order Shortening Time

07/10/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
Defendant in Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Sixth Amended NRCP 16.1(a)(3) Pretrial Disclosure

07/10/2020



Stipulation and Order

Stipulation and Order for Continuing Hearing on Motion for Protective Order

07/10/2020



Objection

Filed By: Counter Claimant CPCM Holdings LLC
CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Objections to Plaintiffs' Seventh Supplemental Disclosure of Witnesses and Documents Pursuant to NRCP 16.1

07/10/2020



Pre-Trial Disclosure

Party: Consolidated Case Party TGIG, LLC
TGIG's Second Amended Pre-Trial Disclosure

07/10/2020



Joinder

Filed By: Defendant Clear River LLC
Clear River's Joinder to Thrive's Objections to Plaintiff's Seventh Supplemental Disclosure of Witness and Documents re NRCP 16.1

07/10/2020



Objection

Filed By: Consolidated Case Party Clear River, LLC
Clear River LLC's Objection to Plaintiffs' Seventh Supp Disclosures re NRCP 16.1

07/10/2020



Answer to Complaint

Filed by: Consolidated Case Party Clear River, LLC
Defendant in Intervention, Clear River LLC's Answer to High Sierra Holistics, LLC Complaint and Petition for Judicial Review or Writ of Mandamus

07/10/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Defendant-Intervenor Nevada Organic Remedies, LLC's Answer to Clark Natural Medicine Et Al.'s First Amended Complaint

07/10/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Answer to ETW Management Group, LLC Et Al.'s Third Amended Third Amended Complaint

07/10/2020



Answer to Complaint

Filed by: Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Answer to High Sierra Holistic's Complaint and Petition for Judicial Review of Writ of Mandamus

07/10/2020



Answer to Amended Complaint

Filed By: Intervenor Defendant Nevada Organic Remedies LLC
Nevada Organic Remedies, LLC's Answer to MM Development Company, Inc. & Livfree Wellness, LLC's Second Amended Complaint and Petition for Judicial Review or Writ of Mandamus

07/10/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Answer to Amended Complaint Filed By: Intervenor Defendant Nevada Organic Remedies LLC; Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Answer Nevada Wellness Center, LLC's Amended Complaint and Petition for Judicial Review or Writ of Mandamus</i>
07/10/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Answer to Qualcan, LLC.'s Second Amended Complaint</i>
07/10/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Answer Rural Remedies, LLC's Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus</i>
07/10/2020	 Answer to Amended Complaint Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor Nevada Organic Remedies, LLC's Answer to TGIG Parties' Second Amended Complaint</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Bioneva Innovations of Carson City LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Of Entry Default Against Defendant Acres Dispensary LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant Acres Medical LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Of Entry Default Against Defendant West Coast Development Nevada, LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Of Entry Default Against Defendant Greenway Health Community LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant High Sierra Cultivation LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Of Entry Default Against Defendant Luff Enterprises</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Of Entry Default Against Defendant Malana LV LLC</i>
07/10/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Notice Of Entry Default Against Defendant WSCC, INC.,

07/10/2020



Supplement

Filed by: Counter Claimant CPCM Holdings LLC
DEFENDANT IN INTERVENTION THRIVE S SUPPLEMENTAL BRIEF IN SUPPORT OF JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO NEVADA WELLNESS CENTER, LLC S MOTION FOR CASE ENDING SANCTIONS

07/11/2020



Objection

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC s Objections to Supplemental Pretrial Disclosures

07/11/2020



Pre-Trial Disclosure

Party: Counter Claimant CPCM Holdings LLC
DEFENDANT IN INTERVENTION, CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE S SEVENTH AMENDED NRCP 16.1(a)(3) PRETRIAL DISCLOSURE

07/11/2020



Findings of Fact, Conclusions of Law and Judgment

FFCL and Order Granting in Part and Denying in Part MM Development and LivFree Wellness Motion of Summary Judgment or for Writ of Mandamus

07/11/2020



Order

Order Granting Clear Rivers Motion to Reconsider the Courts Order Granting Plaintiff Nevada Wellness Centers Motion to Compel Clear River to Produce John Kocer and Norton Arbelaez for Deposition

07/11/2020



Stipulation and Order

Stip and Order for Dismissal of Certain Defendants Only from Nevada Wellness Centers Amended and 2nd Amended Complaint

07/11/2020



Findings of Fact, Conclusions of Law and Order

Filed By: Defendant Nevada Dept of Taxation
Findings of Fact, Conclusions of Law and Order Granting in Part and Denying in Part MM Development Company, Inc. and LivFree Wellness, LLC's Motion for Summary Judgment or for Writ of Mandamus

07/12/2020



Supplemental

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Supplemental Authorities and Objection to Sanctions Hearing

07/12/2020



Objection

Filed By: Consolidated Case Party Livfree Wellness LLC; Consolidated Case Party MM Development Company, Inc.
Joint Objection to Essence Parties Requested Witnesses For The Evidentiary Hearing

07/12/2020



Joinder

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc
Helping Hands Wellness Center, Inc.'s Joinder to Defendant in Intervention Thrive's Supplemental Brief in Support of Joinder to Department of Taxation's Opposition to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions

07/12/2020



Joinder To Motion

Filed By: Counter Defendant ETW Management Group LLC
ETW Plaintiffs' Supplemental Joinder to Nevada Wellness Center, LLC s Motion for Case Ending Sanctions on Order Shortening Time and ETW Plaintiffs' Joinder to Joint Objection to

CASE SUMMARY

CASE NO. A-19-787004-B

Essence Parties Requested Witnesses for the Evidentiary Hearing

07/12/2020



Joinder To Motion

Filed By: Defendant Deep Roots Medical, LLC

Deep Roots Medical LLC's Joinder to Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time, and to the Essence Entities' Supplemental Authorities and Objection to Sanctions Hearing

07/13/2020



Order Shortening Time

Dept of Taxations Motion to Vacate Evidentiary Hearing on Shortened Time

07/13/2020



Joinder To Motion

Filed By: Defendant Circle S Farms LLC

Circle Farms LLC's Joinder to Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time

07/13/2020



Joinder

Filed By: Defendant Circle S Farms LLC

Circle S Farms LLC's Joinder to the Essence Entities' Supplemental Authorities and Objection to Sanction Hearing

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River's Joinder to Department of Taxation's Objections to Designations, Counterdesignations and/or Rebuttal Designations of Deposition Transcripts and Hearing Testimony

07/13/2020



Joinder

Filed By: Defendant Clear River LLC

Clear River, LLC's Joinder to CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Objections to Plaintiffs' Proposed Deposition Designations

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River, LLC's Joinder to Nevada Organic Remedies, LLC's Objections to Disposition Testimony

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River, LLC's Joinder to Essence Entities' Objections to Plaintiffs' Initial Deposition Designations

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River, LLC's Joinder to Greenmart of Nevada NLV LLC's Objections to Plaintiffs' Initial Deposition Designations

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River, LLC's Joinder to the Department of Taxation's Rebuttal Designations of Depositions Under NRCP 16.1(a)(3)(A)(ii)

07/13/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC

Clear River, LLC's Joinder to State of Nevada Ex Rel. the Department of Taxation's Designations of Depositions Under Nevada Rule of Civil Procedure 16.1(a)(3)(A)(ii)

CASE SUMMARY

CASE NO. A-19-787004-B

07/13/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Affidavit of Service - Greenway Medical LLC</i>
07/13/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Affidavit Of Service - TRNVP098 LLC</i>
07/13/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to TGIG, LLC's Disclosures</i>
07/13/2020	 Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Joinder to CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Supplemental Brief In Support of Joinder to Department of Taxation's Opposition to Nevada Wellness Center LLC's Motion for Case Ending Sanctions</i>
07/13/2020	 Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Joinder to Deep Roots Medical LLC's Objections to Supplemental PreTrial Disclosures</i>
07/13/2020	 Findings of Fact, Conclusions of Law and Judgment <i>(Proposed) Findings of Fact, Conclusions of Law and Judgment</i>
07/13/2020	 Notice of Entry of Stipulation and Order Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only from Nevada Wellness Center LLC s Amended and Second Amended Complaint</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice Of Intent To Take Default Against Defendant YMY Ventures, LLC</i>
07/13/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Clear River LLC s Objection to Plaintiffs Seventh Supplemental Disclosure of Witnesses Pursuant to NRCP 16.1</i>
07/13/2020	 Joinder To Motion Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time</i>
07/13/2020	 Joinder Filed By: Defendant Circle S Farms LLC <i>Circle Farms LLC's Joinder to Deep Roots Medical LLC's Objections to Supplemental Pretrial Disclosures</i>
07/13/2020	 Opposition to Motion For Summary Judgment Filed By: Consolidated Case Party TGIG, LLC <i>Defendant Qualcan LLC's Opposition to Plaintiff's motion for Partial Summary Judgement</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/13/2020	 Motion Filed By: Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Medifarm, LLC <i>Motion to Remove Filing From Odyssey Filing System</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice Of Intent To Take Default Against YMY Ventures, LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Physis One LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Nevada Group Wellness, LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Silver Sage Wellness LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Thompson Farm One, L.L.C</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Nevada Botanical Science, Inc.</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice of Intent to Take Default Against Alternative Medicine Association, LC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice of Intent to Default Diversified Modalities Marketing Ltd.</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice of Intent to Default Carson City Agency Solutions LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice of Intent to Default Blossom Group LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three Day Notice Of Intent To Take Default Against Defendant Las Vegas Wellness And Compassion LLC</i>
07/13/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Three Day Notice Of Intent To Take Default Against Defendant 3AP, INC.,

07/13/2020



Notice of Intent to Take Default

Party: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant Forever Green LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant Green Therapeutics LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant MM R&D LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant YMY Ventures, LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant H&K Growers Corp.,

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant NLVG, LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant Paradise Wellness Center LLC

07/13/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three Day Notice Of Intent To Take Default Against Defendant Forever Green LLC

07/13/2020



Filing Fee Remittance

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

Filing Fee Remittance

07/14/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC

High Sierra Holistics' Joinder to Joint Objection to Essence Parties' Requested Witnesses for the Evidentiary Hearing

07/14/2020



Affidavit of Non-Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

AONS-TRVNP098 LLC

07/14/2020



Affidavit of Non-Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

AONS-Greenway Medical LLC

07/14/2020



Affidavit of Non-Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

AONS-GFive Cultivation LLC

CASE SUMMARY

CASE NO. A-19-787004-B

07/14/2020	 Affidavit of Non-Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AONS-Southern Nevada Growers LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-CWNEVADA LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-Sweet Goldy LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-Releaf Cultivation LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-Nevada Medical Group LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-Vegas Valley Growers LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-Phenofarm NV LLC</i>
07/14/2020	 Notice Filed By: Defendant Nevada Dept of Taxation <i>Notice of Filing of Certificate of Compliance / Status Report</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-NLV Wellness LLC</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>AOS-RG Highland Enterprises Inc.,</i>
07/14/2020	 Order Shortening Time <i>Motion for Protective Order and Request to Testify Remotely</i>
07/14/2020	 Pre-Trial Disclosure Party: Counter Claimant CPCM Holdings LLC <i>Defendant in Intervention, CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Eighth Amended NRCP 16.1 (a)(3) Pretrial Disclosure</i>
07/14/2020	 Objection Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Objection to TGIG's Twelfth Supp Disclosures re NRCP 16.1</i>
07/14/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Joinder to Essence Entities' Supplemental Authorities and Objection to Sanctions Hearing</i>
07/14/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to Supplemental Joinder to Joint Objection to Essence Parties' Requested Witnesses for the Evidentiary Hearing</i>
07/14/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to Supplemental Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time and Joinder to Objection to Essence Parties' Requested Witnesses for the Evidentiary Hearing</i>
07/14/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Affidavit of Service</i>
07/14/2020	 Certificate of Service Filed by: Defendant Nevada Dept of Taxation <i>Certificate of Service</i>
07/15/2020	 Stipulation and Order <i>Stip and Order for Dismissal of Certain Defendants Only from NV Wellness Centers Amended and 2nd Amended Complaint - Gravitas</i>
07/15/2020	 Clerk's Notice of Nonconforming Document <i>Notice of Nonconforming Document</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Affidavit of Service</i>
07/15/2020	 Objection Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Objections to Plaintiffs' Deposition Designations of Kelly Jessee</i>
07/15/2020	 Objection Filed By: Defendant Nevada Dept of Taxation <i>Supplemental Department of Taxation's Objections to Designations, Counter-Designations and/or Rebuttal Designations of Deposition Transcripts and Hearing Testimony</i>
07/15/2020	 Objection Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Objection to the Designations from the Transcript of Northon Arbelaez's Deposition</i>
07/15/2020	 Objection Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Obj to the Designations From the Transcript of Kelly Jessee's Deposition</i>
07/15/2020	 Affidavit of Service

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
AOS-GFIVE Cultivation LLC

07/15/2020	 Affidavit of Service <i>Affidavit of Service - Juliana Whitney</i>
07/15/2020	 Affidavit of Service <i>Affidavit of Service - Hae Lee</i>
07/15/2020	 Affidavit of Service <i>Affidavit of Service</i>
07/15/2020	 Affidavit of Service <i>Affidavit of Service</i>
07/15/2020	 Affidavit of Service <i>Affidavit of Service</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Sequoia Turner</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Alicia Abernathy</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Jorge Pupo</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Mitch Britten</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Phil Peckman</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Randy Black</i>
07/15/2020	 Affidavit of Service Filed By: Consolidated Case Party TGIG, LLC <i>Affidavit of Service Brian Greenspun</i>
07/15/2020	 Objection Filed By: Consolidated Case Party Clear River, LLC <i>Letter to All Counsel re Clear River, LLC Use of Video or Portions of the Northon Arbelaes Deposition</i>
07/15/2020	 Pre-Trial Disclosure Party: Intervenor Defendant GreenMart of Nevada NLV LLC

CASE SUMMARY

CASE NO. A-19-787004-B

GreenMart of Nevada NLV LLC's Amended Pre-Trial Disclosures

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Euphoria Wellness LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Eureka Newgen Farms

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Franklin Bioscience NV LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Good Chemistry Nevada LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Greenleaf Wellness, Inc

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Greenpoint Nevada Inc.,

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against GTI Nevada, LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Harvest Of Nevada LLC

07/15/2020



Pre-Trial Disclosure

Party: Counter Defendant ETW Management Group LLC

Fourth Amended Pre-Trial Disclosures Pursuant to NRCP 16.1(a)(3)

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against International Service And Rebuilding, Inc.,

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against LVMC C&P, LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against Miller Farms LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Three-Day Notice Intent to Take Default Against MMNV2 Holdings I LLC.,

CASE SUMMARY

CASE NO. A-19-787004-B

07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against NCMM, LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Solace Enterprises, LLP</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against WaveSeer Of Nevada LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Wellness & Caregivers Of Nevada NLV LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Solace Enterprises, LLP</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against WaveSeer Of Nevada LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Euphoria Wellness, LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Franklin Bioscience NV LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against LVMC C&P, LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against NCMM, LLC</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>TDN-Intent To Take Default Against Eureka Newgen Farms</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Greenpoint Nevada Inc.,</i>
07/15/2020	 Three Day Notice of Intent to Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Three-Day Notice Intent to Take Default Against Wellness & Caregivers Of Nevada NLV LLC</i>
07/15/2020	 Three Day Notice of Intent to Default

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against GTI Nevada, LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against MMNV2 Holdings I, LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against Harvest Of Nevada LLC

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against International Service And Rebuilding, Inc.,

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against Good Chemistry Nevada

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against Greenleaf Wellness, Inc.,

07/15/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three-Day Notice Intent to Take Default Against Miller Farms LLC

07/15/2020



Affidavit of Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
AOS-5Seat Investments LLC

07/15/2020



Affidavit of Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
AOS-Wendovera LLC

07/16/2020



Stipulation and Order for Dismissal

(A787540) Stipulation and Order for Dismissal of Certain Defendants Only from NV Wellness Centers Amended and 2nd Amended Complaint - Southern NV Growers

07/16/2020



Notice of Entry of Stipulation and Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only from Nevada Wellness Center LLC's Amended and Second Amended Complaint (Gravitas)

07/16/2020



Notice of Entry of Stipulation and Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only from Nevada Wellness Center LLC's Amended and Second Amended Complaint (Nevada Growers)

07/16/2020



Filing Fee Remittance

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Filing Fee Remittance

07/16/2020



Filing Fee Remittance

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Filing Fee Remittance

07/16/2020



Filing Fee Remittance

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
Filing Fee Remittance

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service -Eureka Newgen Farms, LLC

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - DH Flamingo

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - Acres Dispensary

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - Luff Enterprises NV, Inc.

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - West Coast Development Nevada, LLC

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - MMNV2 Holdings I, LLC

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - Acres Medical

07/16/2020



Affidavit of Service

Filed By: Consolidated Case Party Natural Medicine LLC
Affidavit of Service - Malana LV, LLC

07/17/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC
Clear River's Joinder to Department of Taxation's Objections to Designations, Counter-Designations and/or Rebuttal Designations of Depo Transcripts

07/17/2020



Affidavit of Service

Affidavit of Service- Anthony A. Marnell

07/17/2020



Affidavit of Service

Affidavit of Service- Rino Tenorio

07/17/2020



Affidavit of Service

Affidavit of Service- Marcin P. Chmiel

07/17/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Physis One, LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Nevada Group Wellness, LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Silver Sage Wellness</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Thompson Farm One, LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Nevada Botanical Science, Inc.</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Alternative Medicine Association, LC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Blossom Group, LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Carson City Agency Solution LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant 3AP, Inc.,</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant- Forever Green LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Green Therapeutics LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant Las Vegas Wellness And Compassion LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Default Against Defendant NLVG, LLC</i>
07/17/2020	 Default Filed By: Consolidated Case Party Nevada Wellness Center, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Default Against Defendant Paraduse Wellness Center LLC

07/18/2020



Order

Filed By: Defendant Helping Hands Wellness Center Inc
(A787004, A786962) *Order Granting in Part and Denying in Part Defendant Intervenor Helping Hands Wellness Centers Motion for Summary Judgment*

07/18/2020



Stipulation and Order for Dismissal With Prejudice

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
(A787540) *Stipulation and Order for Dismissal of Certain Defendants Only from NV Wellness Centers Amended and 2nd Amended Complaint - H&K Growers Corp*

07/19/2020



Brief

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Bench Brief on Relevant Evidence for Phase II

07/20/2020



Trial Brief

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Plaintiff Nevada Wellness Center LLC's Trial Brief Pursuant to EDCR 7.27

07/20/2020



Objection

Filed By: Consolidated Case Party GTI Nevada LLC
GTI NEVADA, LLC S OBJECTION TO NEVADA WELLNESS CENTER, LLC S THREE-DAY NOTICE OF INTENT TO TAKE DEFAULT

07/20/2020



Three Day Notice of Intent to Default

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Three Day Notice of Intent to Take Default Against Greenscape Productions LLC

07/20/2020



Trial Brief

Qualcan LLC's Trial Brief Re: The Department's Ranking of Applicants

07/20/2020



Stipulation and Order for Dismissal With Prejudice

Filed By: Consolidated Case Party Natural Medicine LLC
Stipulation and Order for Dismissal of Certain Defendants Only from Natural Medicine LLCs Complaint in Intervention

07/20/2020



Affidavit of Service

Affidavit of Service- Florence Jameson

07/20/2020



Pre-Trial Disclosure

Party: Consolidated Case Party TGIG, LLC
TGIG Plaintiffs' Third Amended 16.1(A)(3) Disclosures Pursuant to Amended Trial Protocol

07/20/2020



Notice of Entry of Stipulation & Order for Dismissal

Filed By: Consolidated Case Party Natural Medicine LLC
Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only

07/21/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Plaintiff Nevada Wellness Center, LLC's Trial Brief Pursuant to EDCR 7.27

07/21/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Notice of Appearance Party: Defendant TRNVP098 <i>Notice of Appearance</i>
07/21/2020	 Notice of Entry of Order Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Notice of Entry of Order</i>
07/21/2020	 Notice of Entry of Order Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Order</i>
07/21/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to TGIG Plaintiff's Third Amended 16.1(a)(3) Disclosures Pursuant to Amended Trial Protocol #1</i>
07/21/2020	 Affidavit of Service <i>Affidavit of Service- Scot D. Rutledge</i>
07/21/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder to Nevada Wellness Center, LLC's Trial Brief Pursuant to EDCR 7.27</i>
07/22/2020	 Brief Filed By: Consolidated Case Party TGIG, LLC <i>TGIG Plaintiffs' Opening Brief in Support of Petition for Judicial Review</i>
07/22/2020	 Joinder Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, Llc S Joinder In In Tgig Plaintiffs Opening Brief In Support Of Petition for Judicial Review</i>
07/22/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Plaintiffs' Opening Brief in Support of Petition for Judicial Review</i>
07/22/2020	 Joinder <i>Plaintiff Herbal Choice Inc. Joinder to Plaintiff TGIG LLC. ET Al's Opening Brief in Support of Petition for Judicial Review</i>
07/22/2020	 Motion Filed By: Consolidated Case Party TGIG, LLC <i>Motion for Order Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on Order Shortening Time</i>
07/22/2020	 Order Shortening Time <i>Motion for Order Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on Order Shortening Time</i>
07/23/2020	 Joinder Filed By: Counter Defendant THC Nevada LLC <i>THC Nevada, LLC S Joinder to Plaintiff TGIG, LLC et Al's Opening Brief in Support of</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Petition for Judicial Review

07/23/2020



Notice of Entry

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry Of Stipulation And Order For Dismissal Of Certain Defendants Only From Nevada Wellness Center LLC's Amended And Second Amended Complaint

07/23/2020



Opposition

Filed By: Defendant Nevada Dept of Taxation
State of Nevada ex rel. The Department of Taxation's Opposition to the TGIG Plaintiffs' Motion for Order Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on an Order Shortening Time

07/23/2020



Notice of Appearance

Party: Consolidated Case Party D H Flamingo Inc; Consolidated Case Party Surterra Holdings INC.,
(A787035) Notice of Appearance

07/23/2020



Opposition to Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River, LLC's Opposition to Plaintiffs' Motion for Order Requiring the DOT to Supplement and Recertify The Administrative Record; To Permit Plaintiffs to Offer Extra-Record Evidence At The Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief

07/23/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to State of Nevada ex rel. the Department of Taxation's Opposition to the TGIG Plaintiffs Motion for Order Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on an Order Shortening Time

07/23/2020



Opposition

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Opposition to TGIG's Motion to Supplement the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence; and to Enlarge Time for Filing Opening Brief

07/24/2020



Joinder

Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC
Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC, Clark NMSD LLC and Inyo Fine Cannabis Dispensary LLC S Joinder to TGIG, LLC et Al's Opening Brief in Support of Petition for Judicial Review

07/24/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Clear River, LLC's Opposition to Plaintiffs' Motion for Order Requiring the DOT to Supplement and Recertify The Administrative Record; To Permit Plaintiffs to Offer Extra-Record Evidence At The Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief

07/24/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to TGIG s Motion to Supplement the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence; and to Enlarge Time for Filing Opening Brief

07/24/2020



Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

Circle S Farms LLC'S Joinder to Clear River, LLC and Department Of Taxation S Oppositions To Plaintiffs Motion for Order Requiring The Dot To Supplement And Recertify The Administrative Record

07/24/2020



Answer to Amended Complaint

Filed By: Counter Claimant CPCM Holdings LLC
CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace's Answer to TGIG Parties' Second Amended Complaint

07/24/2020



Pre-Trial Disclosure

Party: Intervenor Defendant GreenMart of Nevada NLV LLC
(8/5/20 Withdrawn) GreenMart of Nevada NLV LLC's Second Amended Pretrial Disclosures

07/24/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party Clear River, LLC
Clear River, LLC's Joinder to DOT's Opp to TGIG Motion to Supp the Admin Record; to Permit Plaintiffs to Offer Extra-Record Evidence and to Enlarge time for filing Opening Brief

07/24/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners LLC's Joinder to: (1) The Department of Taxation's Opposition to TGIG's Motion to Supplement the Administrative Record; to Permit Plaintiffs to Offer Extra Record Evidence; and to Enlarge Time for Filing Opening Brief; and (2) Clear River LLC's Opposition to Plaintiffs' Motion for Order Requiring the DOT to Supplement and Recertify the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of Judicial Rview; and to Enlarge Time for Filing Opening Brief

07/24/2020



Joinder

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Joinder to Department of Taxation's Opposition to TGIG's Motion to Supplement the Administrative Record; To Permit Plaintiffs to Offer Extra-Record Evidence; and to Enlarge Time for Filing Opening Brief

07/24/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
DEEP ROOTS MEDICAL LLC S JOINDER TO OPPOSITIONS TO THE TGIG PLAINTIFFS MOTIONS RE: JUDICIAL REVIEW AND TRIAL PROTOCOL

07/24/2020



Stipulation and Order for Dismissal

Filed by: Consolidated Case Party Nevada Wellness Center, LLC
(A787540) Stipulation and Order for Dismissal of Certain Defendants Only from NV Wellness Centers Amended and 2nd Amended Complaint - International Service and Rebuilding

07/27/2020



Notice of Entry

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
NOE - S&O To Dismiss International Service And Rebuilding, Inc.,

07/27/2020



Notice of Entry of Default

Party: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry Default Against Defendant Physis One LLC

07/27/2020



Notice of Entry of Default

Party: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry Default Against Defendant Nevada Group Wellness, LLC

07/27/2020

CASE SUMMARY

CASE NO. A-19-787004-B

	 Notice of Entry of Default <i>Notice of Entry Default Against Defendant Silver Sage Wellness LLC</i>
07/27/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant Thompson Farm One, LLC</i>
07/27/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant Nevada Botanical Science, Inc.</i>
07/27/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant Alternative Medicine Association, LC</i>
07/27/2020	 Notice of Entry of Default Party: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry Default Against Defendant Blossom Group, LLC</i>
07/27/2020	 Motion <i>Qualcan, LLC s Motion To Admit Into Evidence Prior Testimony And Documents Admitted During The Preliminary Injunction Hearing on Order Shortening Time</i>
07/27/2020	 Motion <i>Motion to Pre-Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7- Day Notice to 3 Days for Zoom Witnesses and Nevada Residents</i>
07/27/2020	 Order Shortening Time <i>Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7- Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on OST</i>
07/27/2020	 Order Shortening Time <i>Qualcan, LLC's Motion to Admit Into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i>
07/27/2020	 Trial Memorandum Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>(A787540) Plaintiff Nevada Wellness Center LLC s Trial Memorandum Regarding Waiver of Attorney-Client Privilege, Work Product Doctrine and Mental Impressions</i>
07/27/2020	 Trial Memorandum Filed by: Consolidated Case Party Nevada Wellness Center, LLC <i>(A787540) Plaintiff Nevada Wellness Center LLC s Trial Memorandum Regarding Waiver of the Department of Taxation s Right to Demand Claw Back</i>
07/27/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Qualcan LLC's Motion to Admit Into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i>
07/27/2020	 Joinder To Motion Filed By: Consolidated Case Party TGIG, LLC <i>TGIG's Joinder To Qualcan, LLC s Motion To Admit Into Evidence Prior Testimony And Documents Admitted During The Preliminary Injunction Hearing On Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/28/2020



Joinder To Motion

Filed By: Counter Claimant CPCM Holdings LLC; Defendant Commerce Park Medical LLC; Defendant Cheyenne Medical LLC
Thrive's Limited Joinder to Motion to Authorize Presentation of Testimony by Zoom Videoconferencing and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time

07/28/2020



Joinder To Motion

Filed By: Consolidated Case Party TGIG, LLC
Joinder And Supplement To Qualcan, LLC s Motion To Authorize Presentation Of Testimony By Zoom Videoconference And To Reduce 7-Day Notice To 3 Days For Zoom Witnesses And Nevada Residents On Order Shortening Time

07/28/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Plaintiff Nevada Wellness Center, LLC's Trial Memorandum Regarding Waiver of the Department of Taxation's Right to Demand "Claw Back"

07/28/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
High Sierra Holistics, LLC's Joinder to Plaintiff Nevada Wellness Center, LLC's Trial Memorandum Regarding Waiver of Attorney-Client Privilege, Work Product Doctrine and Mental Impressions

07/28/2020



Stipulation and Order for Dismissal With Prejudice

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
(A787540) Stipulation and Order for Dismissal of Certain Defendant Greenscape Productions LLC from NV Wellness Center LLCs Amended and 2nd Amended Complaint

07/28/2020



Motion for Temporary Restraining Order

Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC
Ex Parte Application for Temporary Restraining Order With Notice and Motion for Preliminary Injunction On Order Shortening Time

07/28/2020



Notice of Hearing

Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC
Notice of Hearing on Application for Temporary Restraining Order

07/28/2020



Joinder To Motion

Filed By: Defendant Pupo, Jorge
Defendant Pupo's Limited Joinder and Supplement to Qualcan LLC's Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 days for Zoom Witnesses and Nevada Residents on Order Shortening Time

07/28/2020



Joinder To Motion

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time

07/28/2020













Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Plaintiffs' Opening Brief in Support of Petition for Judicial Review

CASE SUMMARY

CASE NO. A-19-787004-B

07/29/2020	 Motion for Protective Order Filed By: Defendant Pupo, Jorge <i>Emergency Motion for Protective Order on Order Shortening Time</i>
07/29/2020	 Order Shortening Time <i>Emergency Motion for Protective Order on OST</i>
07/29/2020	 Notice of Entry of Stipulation and Order Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Stipulation and Order for Dismissal of Certain Defendant Greenscape Productions LLC from Nevada Wellness Center LLC s Amended and Second Amended Complaint</i>
07/29/2020	 Opposition to Motion Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Opposition to Qualcan, LLC's Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time and TGIG LLC, et al's Joinder and Supplement Thereto</i>
07/29/2020	 Opposition to Motion Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Opposition to Qualcan, LLC's Motion to Admit Into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i>
07/30/2020	 Joinder to Opposition to Motion Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to Deep Roots Opposition to Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing</i>
07/30/2020	 Opposition to Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners LLC's Opposition to Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time</i>
07/30/2020	 Joinder Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC; Consolidated Case Party Clark NMSD LLC <i>Clark Natural Medical Solutions LLC, NYE Natural Medicinal Solutions LLC Clark NMSD LLC's Joinder to Ex Parte Application for Temporary Restraining Order and Motion for Preliminary Injunction</i>
07/30/2020	 Joinder to Opposition to Motion Filed by: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Deep Roots Medical LLC's Opposition to Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time and All Associated Joinders Thereto</i>
07/30/2020	 Opposition <i>Opposition to the THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/30/2020	 Joinder to Opposition to Motion Filed by: Defendant Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder and Supplemental Declaration of Jared Kahn, ESQ., to the Opposition to the THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time</i>
07/30/2020	 Declaration Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Declaration of Jared Kahn, Esq.</i>
07/30/2020	 Stipulation and Order for Dismissal <i>(A787540) Stipulation and Order for Dismissal of Certain Defendant High Sierra Cultivation LLC from Nevada Wellness Center LLC s Amended and Second Amended Complaint and Set Aside Default</i>
07/30/2020	 Stipulation and Order for Dismissal <i>Stipulation and Order for Dismissal of Certain Defendants only from Natural Medicine LLC s Complaint In Intervention</i>
07/30/2020	 Joinder to Opposition to Motion Filed by: Counter Claimant CPCM Holdings LLC <i>Thrive's Joinder to Plaintiffs' Opposition to THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time</i>
07/30/2020	 Opposition Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to Ex Parte Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction on Order Shortening Time</i>
07/30/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Joinder to Opposition to The THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time</i>
07/30/2020	 Joinder Filed By: Consolidated Case Party High Sierra Holistics LLC <i>High Sierra Holistics, LLC's Joinder to Plaintiffs' MM Development Company, Inc. and Livfree Wellness, LLC's Fourth Supplement to Pretrial Disclosures Pursuant to NRCP 16.1(a) (3)</i>
07/30/2020	 Notice of Entry of Stipulation & Order for Dismissal Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice of Entry of Stipulation and Order for Dismissal of Certain Defendant High Sierra Cultivation LLC from Nevada Wellness Center LLC s Amended and Second Amended Complaint and Set Aside Default</i>
07/30/2020	 Reply in Support <i>Reply to Opposition to Ex Pate Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction on Order Shortening Time</i>
07/30/2020	 Opposition to Motion Filed By: Consolidated Case Party Clear River, LLC <i>Clear River's Opp to Plaintiff's Motion to Admit Into Evidence prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/30/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Opposition to Qualcan, LLC's Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time and TGIG LLC, et al s Joinder and Supplement Thereto

07/30/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC s Joinder to Plaintiffs' Opposition to the THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time and Declaration of Alina M. Shell

07/30/2020



Joinder To Motion

Filed By: Consolidated Case Party TGIG, LLC
TGIG Joinder to THC Nevada and Herbal Choice, Inc's Ex Parte Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction on Order Shortening Time

07/30/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners LLC's Joinder to Oppositions to THC Nevada LLC's and Herbal Choice Inc's Ex Parte Application for Temporary Restraining Order With Notice and Motion for Preliminary Injunction on Order Shortening Time

07/31/2020



Objection

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical, LLC's Objections to MM Development Company, Inc. and Livfree Wellness, LLC's Fourth Supplemental Pretrial Disclosures

07/31/2020



Trial Brief

Filed By: Defendant Deep Roots Medical, LLC
Trial Brief on Plaintiffs' Untimely Disclosures

08/03/2020



Order Shortening Time

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Nevada Wellness Center, LLCs Motion to Strike on an Order Shortening Time

08/03/2020



Motion to Strike

Filed By: Counter Defendant Herbal Choice Inc.
Objection to Disclosure and Motion to Strike

08/03/2020



Joinder

Filed By: Consolidated Case Party High Sierra Holistics LLC
(8/4/20 Withdrawn) High Sierra Holistics, LLC's Joinder to Plaintiffs' MM Development Company, Inc. and Livfree Wellness, LLC's Fifth Supplement to Pretrial Disclosures Pursuant to NRCPC 16.1(a)(3)

08/04/2020



Stipulation and Order for Dismissal With Prejudice

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
(A787540) Stipulation and Order for Dismissal of Vegas Valley Growers LLC from Nevada Wellness Center LLC s Amended and 2nd Amended Complaint

08/04/2020








Clerk's Notice of Hearing

Notice of Hearing

CASE SUMMARY

CASE NO. A-19-787004-B

08/04/2020	 Withdrawal Filed by: Consolidated Case Party High Sierra Holistics LLC <i>Withdrawal of High Sierra Holistics, LLC's Joinder to Plaintiffs' MM Development Company, Inc. and Livfree Wellness LLC's Fifth Supplement to Pretrial Disclosures Pursuant to NRCP 16.1(a)(3)</i>
08/04/2020	 Declaration Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Declaration Of Attempted Service - Nye Farm Tech LTD</i>
08/05/2020	 Notice of Entry of Stipulation and Order Filed By: Consolidated Case Party Nevada Wellness Center, LLC <i>Notice Stipulation and Order for Dismissal of Vegas Valley Growers, LLC from Nevada Wellness Center LLC's Amended and Second Amended Complaint</i>
08/05/2020	 Notice of Change of Firm Name Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Notice of New Law Firm</i>
08/05/2020	 Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Joinder to Deep Roots Medical LLC's Trial Brief on Plaintiffs' Untimely Disclosures</i>
08/05/2020	 Withdrawal Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Withdrawal of GreeMart of Nevada NLV LLC's Second Amended Pretrial Disclosures</i>
08/05/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Trial Brief on Plaintiffs' Untimely Disclosures</i>
08/05/2020	 Order Shortening Time <i>Joint Motion to Release Funds on Order Shortening Time</i>
08/05/2020	 Clerk's Notice of Nonconforming Document <i>Clerk's Notice of Nonconforming Document</i>
08/06/2020	 Order Shortening Time Filed By: Counter Defendant Herbal Choice Inc. <i>Objection to Disclosure and Motion to Strike</i>
08/06/2020	 Response Filed by: Defendant Nevada Dept of Taxation <i>Department of Taxation's Response to Nevada Wellness Center, LLC's Trial Memoranda on Alleged Claw Back Waivers</i>
08/06/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Response to Nevada Wellness Center LLC's Trial Memoranda on Alleged Claw Back Waivers</i>
08/06/2020	 Notice of Entry

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Natural Medicine LLC
Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only

08/06/2020



Notice of Appearance

Party: Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC
(A787004, A786962) Notice of Appearance

08/06/2020



Order Shortening Time

Motion to Preclude Application of the Equitable Maxim of Unclean Hands Against the TGIG Plaintiffs

08/06/2020



Stipulation and Order

Stipulation and Order for Dismissal of Certain Defendant Harvest of Nevada Only from Natural Medicine LLC s Complaint-In-Intervention

08/07/2020



Opposition to Motion

Filed By: Consolidated Case Party TGIG, LLC
TGIG Plaintiffs' Opposition to Joint Motion to Release Funds on Order Shortening Time or, In The Alternative, Counter-motion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order

08/07/2020



Notice of Entry

Filed By: Consolidated Case Party Natural Medicine LLC
Notice of Entry of Stipulation and Order for Dismissal of Certain Defendants Only

08/07/2020



Joinder to Opposition to Motion

Joinder to Opposition Re: Release of Bond

08/07/2020



Reply to Opposition

Filed by: Consolidated Case Party TGIG, LLC
Reply to the DOT s And Clear River, LLC s Oppositions to Plaintiffs Motion For Order Requiring The DOT To Supplement And Recertify The Administrative Record; To Permit Plaintiffs To Offer Extra-Record Evidence At The Hearing Of Judicial Review; And To Enlarge Time For Filing Opening Brief

08/07/2020



Joinder

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Reply to the DOT's and Clear River, LLC's Oppositions to Plaintiffs' Motion for Order Requiring the DOT to Supplement and Recertify the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief

08/07/2020



Affidavit of Service

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Affidavit of Service

08/07/2020



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Joint Motion to Release Funds on Order Shortening Time

08/09/2020



Reply in Support

Filed By: Counter Defendant ETW Management Group LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Reply in Support of Joint Motion to Release Funds on Order Shortening Time and Opposition to Countermotion for Order Dispensing With the Bond Requirements for Purposes of the Preliminary Injunction Order

08/09/2020



Order Shortening Time

Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC
Motion for Partial Substitution of Defendant Pursuant to NRCP 25 on Order Shortening Time

08/10/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder in THC Nevada, LLC and Herbal Choice Inc.'s Motion for Partial Substitution of Defendant Pursuant to NRCP 25

08/10/2020



Opposition to Motion

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Limited Opposition to Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against the TGIG Plaintiffs

08/10/2020



Order Shortening Time

Filed By: Counter Defendant Herbal Choice Inc.
Herbal Choice's Motion for Partial Substitution of Defendant Pursuant to NRCP 25 on Order Shortening Time

08/10/2020



Opposition to Motion

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Opposition to TGIG Plaintiffs' Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" against TGIG Plaintiffs

08/10/2020



Opposition to Motion

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
Opposition to Motion to Preclude Application of the Equitable Maxim of Unclean Hands Against the TGIG Plaintiffs

08/10/2020



Brief

Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Brief Regarding Judgment on Partial Findings against Plaintiffs Pursuant to NRCP 52(c)

08/10/2020



Joinder

Filed By: Consolidated Case Party Clear River, LLC
Clear River LLC's Joinder to Essence Entities Opposition to the Motion to Preclude Application of the Equitable Maxim of Unclean Hands Against the TGIG Plaintiffs

08/10/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Limited Opposition to Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against the TGIG Plaintiffs

08/10/2020



Joinder to Opposition to Motion

Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to TGIG Plaintiffs' Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" against TGIG Plaintiffs

CASE SUMMARY

CASE NO. A-19-787004-B

08/10/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Essence Entities' Opposition to Motion to Preclude Application of the Equitable Maxim of Unclean Hands Against the TGIG Plaintiffs</i>
08/10/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners LLC's Joinder to Oppositions to TGIG Plaintiff's Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against the TGIS Plaintiff's on Order Shortening Time</i>
08/10/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Oppositions to TGIG Plaintiffs' Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against TGIG Plaintiffs</i>
08/10/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to the Essence Entities' Brief Regarding Judgment on Partial Findings Against Plaintiffs Pursuant to NRCP 52(c)</i>
08/10/2020	 Errata Filed By: Defendant Nevada Dept of Taxation <i>Errata to Department of Taxation's Opposition to TGIG Plaintiffs' Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against the TGIG Plaintiffs</i>
08/10/2020	 Motion for Judgment Filed By: Counter Claimant CPCM Holdings LLC <i>Defendant in Intervention Thrive's Motion for Judgment on Partial ingdings as to the Claims Asserted by Plaintiffs TGIG LLC, GBS Nevada Partners LLC, Gravitas Nevada LLC, Fidelis Holdings LLC, Nevada Pure LLC, Nevada Holistic Medicine LLC, Mediarm LLC & Medifarm IV LLC</i>
08/10/2020	 Motion for Judgment Filed By: Counter Claimant CPCM Holdings LLC <i>Defendant in Intervention Thrive's Motion for Judgment on Partial Findings as to the Claims Asserted by Plaintiff THC Nevada, LLC</i>
08/10/2020	 Motion for Judgment Filed By: Counter Claimant CPCM Holdings LLC <i>Defendant in Intervention Thrive's Motion for Judgment on Partial Findings as to the Claims Asserted by Plaintiff Herbal Choice, Inc.</i>
08/10/2020	 Motion for Judgment Filed By: Counter Claimant CPCM Holdings LLC <i>Defendant in Intervention Thrive's Motion for Judgmenton Partial Findings as to the Claims Asserted by Plaintiff Inyo Fine Cannabis Dispensary</i>
08/10/2020	 Joinder To Motion Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical, LLC's Joinder to Thrive's Motions for Judgment on Partial Findings</i>
08/10/2020	 Motion for Judgment Filed By: Counter Claimant CPCM Holdings LLC <i>Defendant CPCM Holdings, LLC dba Thrive Cannabis Marketplace, Commerce Park Medical, LLC, and Cheyenne Medical, LLC's Motion for Judgment on Partial Findings</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Against All Plaintiffs

08/10/2020



Joinder To Motion

Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC
THC Nevada, LLC and Herbal Choice, inc.'s Joinder to Motion to Preclude Application of the Equitable Maxim of "Unclean Hands" Against the TGIG Plaintiffs on Order Shortening Time

08/11/2020



Joinder To Motion

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Thrive's Motion for Judgment on Partial Findings Against All Plaintiffs

08/11/2020



Brief

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Brief in Support of its Motion for Directed Verdict Against All Remaining Plaintiffs

08/11/2020



Notice

Filed By: Defendant Nevada Dept of Taxation
Department of Taxation's Notice of Removing Entities from Tier 3

08/11/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to DOT's Brief in Support of Its Motion for Directed Verdict Against All Remaining Plaintiffs

08/11/2020



Joinder To Motion

Filed By: Consolidated Case Party Clear River, LLC
Clear River, LLC's Joinder to Thrive's Motions for Judgment on Partial Findings

08/11/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/11/2020



Answer to Amended Complaint

Filed By: Defendant TRNVP098
Defendant TRNVP098 LLC's Answer to Plaintiff's Second Amended Complaint

08/11/2020



Order Shortening Time

Filed By: Intervenor Defendant Nevada Organic Remedies LLC; Defendant Nevada Organic Remedies LLC
Defendant-Intervenors Motion to Modify the Preliminary Injunction on Order Shortening Time

08/11/2020



Trial Brief

Filed By: Consolidated Case Party Clear River, LLC
Clear River, LLC's Trial Brief

08/11/2020



Joinder To Motion

Filed By: Consolidated Case Party TGIG, LLC
TGIG Joinder to THC and Herbal Choice Motion for Partial Substitution of Defendant Pursuant to NRCP 25

08/11/2020



Notice of Association of Counsel

Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Notice of Association of Counsel

08/12/2020



Response

Filed by: Defendant Nevada Dept of Taxation
Department of Taxation's Response to Nevada Wellness Center, LLC's Trial Memorandum on Alleged Waiver of Attorney-Client Privilege, Work Product, and Mental Impressions

08/12/2020



Motion

Filed By: Consolidated Case Party Nuleaf Incline Dispensary, LLC; Consolidated Case Party Tryke Companies SO NV, LLC; Consolidated Case Party Tryke Companies Reno, LLC
Motion Requesting Judicial Signature on the Proposed Order for Voluntary Dismissal of Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC

08/12/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/12/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/12/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/12/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/12/2020



Clerk's Notice of Nonconforming Document

Clerk's Notice of Nonconforming Document

08/12/2020



Order Shortening Time

Helping Hands Wellness Center, Inc's Motion to Modify or Dissolve the Preliminary Injunction

08/13/2020



Joinder

Filed By: Defendant Deep Roots Medical, LLC
Deep Roots Medical LLC's Joinder to Department of Taxation's Response to Nevada Wellness Center, LLC's Trial Memorandum on Alleged Waiver of Attorney-Client Privilege, Work Product, and Mental Impressions

08/13/2020



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Response to Nevada Wellness Center, LLC's Trial Memorandum on Alleged Waiver of Attorney-Client Privilege, Work Product, and Mental Impressions

08/13/2020



Joinder

Filed By: Defendant Clear River LLC
Clear River, LLC's Joinder to NOR's Objection to TGIG's Proposed Order Granting Partial Summary Judgment Findings of Undisputed Facts and Conclusions of Law

08/13/2020



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC
(Withdrawn 8/14/20) GreenMart of Nevada NLV LLC's Joinder to Defendant-Intervenors Motion to Modify the Preliminary Injunction on Order Shortening Time

CASE SUMMARY

CASE NO. A-19-787004-B

08/13/2020	 Objection Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Objection to TGIG Plaintiffs' Proposed Order on Their Motion for Summary Judgment Relative to the 5% Rule</i>
08/13/2020	 Joinder <i>Deep Roots Medical LLC's Joinder to Clear River, LLC's Trial Brief</i>
08/13/2020	 Objection <i>Objection to TGIG Plaintiffs' Proposed Order Granting Partial Summary Judgment Findings of Undisputed Facts and Conclusions of Law</i>
08/14/2020	 Motion for Order <i>Motion Requesting Judicial Signature on the Proposed Order for Voluntary Dismissal of Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC</i>
08/14/2020	 Order <i>Order Granting Motion for Partial Substitution of Defendant Pursuant to NRCP 25 on Order Shortening Time</i>
08/14/2020	 Order Shortening Time <i>Department of Taxation s Motion for Reconsideration of Court s Summary Judgment Order on Declaratory Relief on Order Shortening Time</i>
08/14/2020	 Order Shortening Time <i>Motion to Strike Department of Taxation s Notice Removing Entities from Tier 3 on Order Shortening Time</i>
08/14/2020	 Order <i>(A786962) Order Granting Motion to Voluntarily Dismiss and/or Drop Tryke Companies So NV, LLC and Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC</i>
08/14/2020	 Joinder To Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>LONE MOUNTAIN PARTNERS, LLC S JOINDER TO MOTIONS FOR JUDGMENT ON PARTIAL FINDINGS AS TO THE CLAIMS ASSERTED BY PLAINTIFFS PURSUANT TO NRCP 52(c)</i>
08/14/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
08/14/2020	 Notice of Withdrawal of Motion Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Notice of Withdrawal of Defendant'Intervenors' Motion to Modify the Preliminary Injunction on Order Shortening Time</i>
08/14/2020	 Clerk's Notice of Hearing <i>Clerks Notice of Hearing</i>
08/14/2020	 Withdrawal Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>Withdraw of GreenMart of Nevada NLV LLC's Joinder to Defendant-Intervenors Motion to Modify the Preliminary Injunction on Order Shortening Time</i>
08/14/2020	

CASE SUMMARY

CASE NO. A-19-787004-B

	 Joinder To Motion Filed By: Consolidated Case Party TGIG, LLC <i>TGIG Joinder to THC Nevada, LLC and Herbal Choice, INC.'s Motion to Strike DOT Notice Removing Entities from Tier 3</i>
08/14/2020	 Joinder Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC <i>Joinder to TGIG Plaintiffs Proposed Supplemental Findings of Fact and Conclusions of Law Based Upon Partial Substitution of the Nevada Cannabis Compliance Board as a Party Defendant In these Consolidated Matters</i>
08/14/2020	 Joinder To Motion Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinders to Motions for Judgment on Partial Findings as to the Claims Asserted by Plaintiffs Pursuant to NRCP 52(e)</i>
08/14/2020	 Joinder Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Defendant-Intervenor Nevada Organic Remedies, LLC's Joinder and Incorporation of (Proposed) Supplemental Findings of Fact and Conclusions of Law After Phase II of Trial Regarding Declaratory Relief</i>
08/14/2020	 Opposition Filed By: Intervenor Defendant Nevada Organic Remedies LLC <i>Opposition to Motion to Strike Department of Taxation's Notice Removing Entities from Tier 3 on Order Shortening Time</i>
08/14/2020	 Document Filed Filed by: Defendant Nevada Dept of Taxation <i>(Proposed) Supplemental Findings of Fact and Conclusions of Law After Phase II of Trial Regarding Declaratory Relief</i>
08/15/2020	 Opposition to Motion Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC <i>THC Nevada, LLC and Herbal Choice, Inc.'s Opposition to Helping Hands Wellness Center, Inc.'s Motion to Modify or Dissolve the Preliminary Injunction on Order Shortening Time</i>
08/15/2020	 Notice of Entry Filed By: Counter Defendant THC Nevada LLC <i>Notice of Entry of Order Granting Motion for Partial Substitution of Defendant Pursuant to NRCP 25 On Order Shortening Time</i>
08/15/2020	 Reply Filed by: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC <i>THC Nevada, LLC and Herbal Choice, Inc.'s Reply to Nevada Organic Remedies' Opposition to Motion to Strike DOT's Notice Removing Entities from Tier On OST</i>
08/15/2020	 Opposition Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to THC Nevada, LLC and Herbal Choice, Inc.'s Motion to Strike Department of Taxation's Notice Removing Entities from Tier 3 on Order Shortening Time</i>
08/15/2020	 Order <i>(A747540) Order Regarding Plaintiff Nevada Wellness Center, LLC s Motion for Summary</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Judgment on First Claim for Relief

08/16/2020



Joinder to Opposition to Motion

Filed by: Consolidated Case Party TGIG, LLC

TGIG's Joinder to THC Nevada and Herbal Choice Inc.'s Center Opposition to Helping Hands Wellness Center's Motion to Modify or Dissolve Preliminary Injunction

08/16/2020



Reply in Support

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

HELPING HANDS WELLNESS CENTER, INC. S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION

08/17/2020



Reply to Opposition

Filed by: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC

THC Nevada LLC and Herbal Choice, Inc.'s Reply to DOT's Opposition to Motion to Strike DOT's Notice Removing Entities From Tier 3 On OST

08/17/2020



Joinder

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Joinder in TGIG Plaintiffs Proposed Supplemental Findings of Fact and Conclusions of Law Based Upon Partial Substitution of the Nevada Cannabis Compliance Board as a Party Defendant in These Consolidated Matters

08/17/2020



Opposition to Motion

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies, LLC's Opposition to Department of Taxation's Motion for Reconsideration of Court's Summary Judgment Order on Declaratory Relief on Order Shortening Time

08/17/2020



Opposition to Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC

Lone Mountain Partners, LLC's Opposition to Motion to Strike Department of Taxation's Notice Removing Entities from Tier 3 on Order Shortening Time

08/17/2020



Joinder

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's (Proposed) Supplemental Findings of Fact and Conclusions of Law After Phase II of Trial Regarding Declaratory Relief

08/17/2020



Joinder

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Nevada Organic Remedies, LLC's Joinder to Motions for Judgment on Partial Findings as to the Claims Asserted by Plaintiffs Pursuant to NRCP 52(3)

08/17/2020



Order

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Order Denying Ex Parte Application for Temporary Restraining Order and Motion for Preliminary Injunction

08/17/2020



Order

Order Denying Partial Summary Judgment Based on Division of Internal Audit s Final Report on Impartial and Objective Licensing Process Pursuant to NRS453d.210(6)

08/17/2020



Order Denying Motion

Filed By: Consolidated Case Party TGIG, LLC; Consolidated Case Party Nevada Holistic Medicine, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case

CASE SUMMARY

CASE NO. A-19-787004-B

Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC
Order Denying Partial Summary Judgment Based on Division of Internal Audit s Final Report on Impartial and Objective Licensing Process Pursuant to NRS453d.210(6)

08/17/2020



Notice of Entry of Order

Filed By: Consolidated Case Party TGIG, LLC

Notice of Entry of Order Denying Partial Summary Judgment Based on Division of Internal Audit s Final Report on Impartial and Objective Licensing Process Pursuant to NRS453d.210 (6)

08/17/2020



Notice of Entry of Order

Filed By: Intervenor Defendant Nevada Organic Remedies LLC

Notice of Entry of Order

08/17/2020



Trial Brief

Filed By: Defendant Wellness Connection of Nevada LLC

Wellness Connection of Nevada, LLC's Trial Brief

08/17/2020



Joinder

CIRCLE S FARMS LLC S JOINDER TO WELLNESS CONNECTION OF NEVADA, LLC S TRIAL BRIEF

08/19/2020



Joinder To Motion

Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC

GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Reconsideration of Court s Summary Judgment Order on Declaratory Relief on Order Shortening Time

08/20/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Order Regarding Plaintiff Nevada Wellness Center, LLC s Motion for Summary Judgment on First Claim for Relief

08/21/2020



Opposition to Motion

Filed By: Consolidated Case Party TGIG, LLC

TGIG's Opposition to Department of Taxation's Motion for Reconsideration of Court's Summary Judgment Order on Declaratory Relief on Order Shortening Time and Opposition to Greenmart of Nevada NLV LLC's Joinder

08/21/2020



Joinder

Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC

Joinder to TGIG s Plaintiffs Opposition to Department of Taxation s Motion for Reconsideration of Court s Summary Judgment Order on Declaratory Relief on Order Shortening Time and Opposition to Greenmart of Nevada NLV LLC s Joinder

08/21/2020



Answering Brief

Filed By: Defendant Deep Roots Medical, LLC

Defendant Deep Roots Medical, LLC's Answering Brief in Opposition to Petition for Judicial Review

08/21/2020



Reply

Filed by: Defendant Nevada Dept of Taxation

Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review

08/21/2020



Errata

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Filed By: Defendant Nevada Dept of Taxation <i>Errata to Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i></p>
08/24/2020	<p> Notice Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Notice of Settlement with High Sierra Holistics, LLC and Natural Medicine, LLC</i></p>
08/24/2020	<p> Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Joinder to DOT's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Consolidated Case Party Clear River, LLC <i>Clear River, LLC's Joinder to Deep Roots Medical LLC's Answering Brief in Opposition to Petition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to 1) Deep Roots Medical, LLC's Answering Brief in Opposition to Petition for Judicial Review and 2) Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC'S Joinder to: (1) Department of Taxation's Reply Responding to TGIG Plaintiffs Petition for Judicial Review; and (2) Defendant Deep Roots Medical, LLC'S Answering Brief In Opposition to Petition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Defendant Circle S Farms LLC <i>Circle S Farm's LLC's Joinder to (1) Deep Roots Medical, LLC's Answering Brief in Opposition to Petition for Judicial Review and (2) Department of Taxation's Reply Responding to TGIG Plaintiffs' Prtition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to (1) Deep Roots Medical, LLC's Answering Brief in Opposition to Petition for Judicial Review and (2) Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i></p>
08/24/2020	<p> Joinder Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc.'s Joinder to Various Briefs In Opposition</i></p>
08/25/2020	<p> Joinder Filed By: Counter Claimant CPCM Holdings LLC <i>Thrive's Joinder to 1) Deep Roots Medical, LLC's Answering Brief in Opposition to Petition for Judicial Review and 2) Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i></p>
08/25/2020	<p> Order Denying Motion Filed By: Defendant Nevada Dept of Taxation <i>Order Denying Motion to Strike Department of Taxation s Notice Removing Entities from Tier</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

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08/25/2020	 Notice of Entry of Order Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Order</i>
08/25/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Reply Responding to TGIG Plaintiffs' Petition for Judicial Review</i>
08/25/2020	 Joinder Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC s Joinders To Briefs Opposing Opening Brief In Support Of Petition For Judicial Review And Request For Judicial Notice</i>
08/25/2020	 Answering Brief Filed By: Consolidated Case Party Clear River, LLC <i>Clear River LLC's Brief to Supplement the DOT's Opposition to the Petition for Judicial Review</i>
08/26/2020	 Order Shortening Time <i>Motion to Renew Joinder to TGIG s Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time</i>
08/26/2020	 Opposition Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entitites' Opposition to Motion Requesting Judicial Signature on the Proposed Order for Voluntary Dismissal of Tryke Companies So NV, LLC, Tryke Companies Reno, LLC and Nuleaf Incline Dispensary, LLC</i>
08/27/2020	 Joinder Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Joinder to Clear River, LLC's Brief to Supplement the DOT's Opposition to the Petition for Judicial Review</i>
08/27/2020	 Joinder Filed By: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Clear River LLC's Brief to Supplement the DOT's Opposition to the Petition for Judicial Review</i>
08/27/2020	 Joinder Filed By: Defendant Deep Roots Medical, LLC <i>Deep Roots Medical LLC's Joinder to Clear River, LLC's Brief to Supplement the DOT's Opposition to Petition for Judicial Review</i>
08/27/2020	 Joinder Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Joinder to Clear River, LLC's Brief to Supplemet the DOT's Opposition to the Petition for Judicial Review</i>
08/28/2020	 Order Shortening Time <i>Renewed Joint Motion to Release Funds on Order Shortening Time</i>


















CASE SUMMARY

CASE NO. A-19-787004-B

08/28/2020	 Order <i>Order Denying TGIG Plaintiffs Motion for Order Requiring the DOT to Supplement and Recertify the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief</i>
08/28/2020	 Joinder <i>Joinder to THC Nevada and Herbal Choice's Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time</i>
08/28/2020	 Notice of Entry of Order Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Order</i>
08/30/2020	 Joinder Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC <i>Plaintiffs Green Leaf Farms et al Joinder to Plaintiffs' Opening Brief in Support of Petition for Judicial Review</i>
08/31/2020	 Joinder Filed By: Defendant Pure Tonic Concentrates LLC <i>Pure Tonic Concentrates LLC's Joinders to Clear River, LLC's Brief Opposing Petition for Judicial Review</i>
08/31/2020	 Order Shortening Time Filed By: Defendant Circle S Farms LLC <i>Circle S Farms LLC's Request for Judicial Notice and Ex Parte Request for Order Shortening Time</i>
08/31/2020	 Response Filed by: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc's Response in Opposition to Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purpose of the Preliminary Injunction Order on Order Shortening Time</i>
09/03/2020	 Findings of Fact, Conclusions of Law and Judgment <i>Findings of Fact, Conclusion of Law and Permanent Injunction</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing Re Essence Parties' Motion for Judgment as a Matter of Law for Lack of Standing, Motion to Compel MM Development Company, Inc. and Livfree Wellness, LLC, and Final Pretrial Conference</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Evidentiary Hearing on Case-Ending Sanctions - Day 1</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Evidentiary Hearing on Case-Ending Sanctions - Day 2 and Motion for Protective Order - Amanda Connor</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Motion for Protective Order and Status Check at Counsel's Request: Continuation of Evidentiary Hearing</i>
















CASE SUMMARY

CASE NO. A-19-787004-B

09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Oral Motion to Suspend Bench Trial</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 1</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 2</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 3</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 4</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 5</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Motion for Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 6</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 7</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 8</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 9</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 10</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Ex Parte Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 11</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 12</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 13</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 14</i>

CASE SUMMARY

CASE NO. A-19-787004-B

09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 15</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 16</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing on Joint Motion to Release Bond Funds and Motion to Strike Late Disclosed Documents</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 17</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing Re Motion to Preclude Application of the Equitable Maxim of Unclean Hands Against the TGIG Plaintiffs</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Hearing Re THC Nevada, LLC and Herbal Choice, Inc.'s Motion for Partial Substitution of Defendant Pursuant to NRCP 25 and Bench Trial - Day 18</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 19</i>
09/03/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 20</i>
09/04/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Day 16</i>
09/10/2020	 Motion to Amend Filed By: Consolidated Case Party TGIG, LLC <i>TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
09/10/2020	 Transcript of Proceedings <i>Transcript of Proceedings: Bench Trial - Phase 1, Petition for Judicial Review 9/8/20</i>
09/10/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
09/11/2020	 Objection Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Helping Hands Wellness Center, Inc's Objection to the Release of Bond Funds to Plaintiffs</i>
09/11/2020	 Declaration Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>Declaration of Jared Kahn, Esq.</i>
09/14/2020	 Joinder To Motion Filed By: Counter Defendant Herbal Choice Inc. <i>Joinder to TGIG's Motion to Amend Findings of Fact, Conclusions of Law and Permanent</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Injunction

09/14/2020



Joinder To Motion

Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC

Plaintiffs Green Leaf Farms Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction

09/15/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC

Rural Remedies LLC's Joinder in TGIG Plaintiffs' Motion to Amend Findings of Fact and Conclusions of Law and Permanent Injunction

09/16/2020



Notice of Entry of Order

Filed By: Consolidated Case Party Rural Remedies LLC

Notice of Entry of Order Granting Rural Remedies, LLC's Motion to Sever

09/16/2020



Order

Order Granting Rural Remedies Motion to Sever

09/16/2020



Order

Filed By: Consolidated Case Party Rural Remedies LLC

Order Granting Rural Remedies LLC's Motion to Sever

09/16/2020



Findings of Fact, Conclusions of Law and Judgment

Findings of Fact, Conclusion of Law and Permanent Injunction

09/16/2020



Stipulation

Filed by: Consolidated Case Party Helping Hands Wellness Center Inc

STIPULATION AND NON-OPPOSITION TO HELPING HANDS WELLNESS CENTER, INC. S OBJECTION TO THE RELEASE OF BOND FUNDS

09/16/2020



Errata

Filed By: Consolidated Case Party Helping Hands Wellness Center Inc

ERRATA TO STIPULATION AND NON-OPPOSITION TO HELPING HANDS WELLNESS CENTER, INC. S OBJECTION TO THE RELEASE OF BOND FUNDS

09/17/2020



Order

Order Granting Circle S Farms LLC s Request for Judicial Notice on Order Shortening Time

09/17/2020



Notice of Entry of Order

Notice of Entry of Order Granting Circle S Farms LLC's Request for Judicial Notice on Order Shortening Time

09/17/2020



Status Report

Filed By: Consolidated Case Party Nevada Wellness Center, LLC

Plaintiffs' Joint Status Report

09/21/2020



Order Setting Hearing

Business Court Order Scheduling a Supplemental Rule 16 Conference for Phase III for

09/21/2020



Notice of Change of Address

Filed By: Consolidated Case Party Greenleaf Wellness Inc














CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Notice of Change of Address (Greenleaf Wellness)</i>
09/21/2020	 Memorandum of Costs and Disbursements Filed By: Defendant Wellness Connection of Nevada LLC <i>Memorandum of Costs of Wellness Connection of Nevada, LLC</i>
09/22/2020	 Notice of Entry of Judgment Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Judgment</i>
09/22/2020	 Notice of Entry of Judgment Filed By: Defendant Nevada Dept of Taxation <i>Notice of Entry of Judgment</i>
09/24/2020	 Joinder To Motion Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC; Consolidated Case Party Nye Natural Medicinal Solutions LLC <i>Clark Natural Medicinal Solutions LLC, NYE Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C.'s Joinder to Nevada Wellness Center's Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
09/24/2020	 Points and Authorities Filed by: Consolidated Case Party Rural Remedies LLC <i>Defendant/Plaintiff-In-Intervention Rural Remedies, LLC'S Points and Authorities RE: Entry of Judgment and Costs</i>
09/24/2020	 Opposition to Motion Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Lone Mountain Partners, LLC's Opposition to TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
09/24/2020	 Opposition to Motion Filed By: Defendant Nevada Dept of Taxation <i>Department of Taxation's Opposition to the TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law, and Permanent Injunction</i>
09/24/2020	 Opposition Filed By: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC <i>The Essence Entities' Limited Opposition to TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
09/24/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to the TGIG Plaintiffs Motion to Amend Findings of Fact, Conclusions of Law, and Permanent Injunction</i>
09/24/2020	 Opposition Filed By: Consolidated Case Party Helping Hands Wellness Center Inc <i>HELPING HANDS WELLNESS CENTER, INC. S OPPOSITION TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION</i>
09/24/2020	 Motion to Retax Filed By: Consolidated Case Party TGIG, LLC <i>Motion to Retax and Settle Costs</i>

CASE SUMMARY

CASE NO. A-19-787004-B

09/24/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
09/24/2020	 Response Filed by: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection Of Nevada, LLC's Response To TGIG Plaintiffs' Motion To Amend Findings Of Fact, Conclusions Of Law And Permanent Injunction; and Countermotion To Clarify and/or For Additional Findings</i>
09/24/2020	 Motion to Retax Filed By: Counter Defendant ETW Management Group LLC <i>Motion to Retax and Settle Costs</i>
09/25/2020	 Exhibits <i>Exhibit A to Motion to Release Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC s Bond Funds on an Order Shortening Time</i>
09/25/2020	 Order Shortening Time <i>Motion to Release Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC s Bond Funds on an Order Shortening Time</i>
09/25/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
09/25/2020	 Joinder To Motion Filed By: Consolidated Case Party Clark Natural Medicinal Solutions LLC <i>Clark Natural Medicinal Solutions LLC, NYE Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C.'s Joinder and Supplement to Motions to Retax</i>
09/25/2020	 Clerk's Notice of Hearing <i>Clerks Notice of Hearing</i>
09/25/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Lone Mountain Partners, LLC <i>LONE MOUNTAIN PARTNERS, LLC S JOINDER TO DEPARTMENT OF TAXATION S OPPOSITION TO THE TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION</i>
09/25/2020	 Joinder To Motion Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC'S Joinder in TGIG Plaintiff's Motion to Retax and Settle Costs</i>
09/25/2020	 Joinder to Motion in Limine Filed By: Defendant Clear River LLC <i>Clear River, LLC's Joinder Essence Entities Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i>
09/25/2020	 Joinder Filed By: Defendant Clear River LLC <i>Clear River, LLC's Joinder to Loan Mountain Partners, LLC's Joinder to Department of Taxation's Opposition to the TGIG Plaintiffs' Motion to Amend Findings and Facts, Conclusions of Law, and Permanent Injunction</i>
09/25/2020	 Joinder

CASE SUMMARY

CASE NO. A-19-787004-B

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to Joint Motion to Retax and Settle Costs Filed on September 24, 2020

09/25/2020



Memorandum of Costs and Disbursements

Filed By: Defendant Wellness Connection of Nevada LLC
Memorandum of Costs of Wellness Connection of Nevada, LLC

09/28/2020



NV Supreme Court Clerks Certificate/Judgment - Dismissed

(A787540) Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed

09/28/2020



Response

Filed by: Consolidated Case Party TGIG, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC; Consolidated Case Party Nevada Pure, LLC; Consolidated Case Party Medifarm, LLC; Consolidated Case Party Gravitas Nevada Ltd
Response to Helping Hands Wellness Center, Inc.'s Objections to the Release of Bond Funds to Plaintiffs

09/28/2020



Response

Filed by: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC
THC Nevada LLC and Herbal Choice, Inc.'s Response to Helping Hands Wellness Center Inc.'s Objection to the Release of Bond Funds to Plaintiffs

09/28/2020



Memorandum of Costs and Disbursements

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Lone Mountain Partners, LLC's Memorandum of Costs Pursuant to NRS 18.110

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit B

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit C

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit A

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit D

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit E

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit F

09/28/2020



Exhibits

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
Exhibit G

CASE SUMMARY

CASE NO. A-19-787004-B

09/28/2020	 Exhibits Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Exhibit H</i>
09/28/2020	 Exhibits Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Exhibit I</i>
09/28/2020	 Exhibits <i>Exhibit J</i>
09/28/2020	 Exhibits Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Exhibit K</i>
09/28/2020	 Exhibits Filed By: Intervenor Defendant Lone Mountain Partners, LLC <i>Exhibit L</i>
09/28/2020	 Joinder To Motion Filed By: Counter Defendant Herbal Choice Inc.; Counter Defendant THC Nevada LLC <i>Joinder to TGIG's Motion to Retax and Settle Costs (re: Memorandum of Costs of Wellness Connection of Nevada, LLC filed September 21, 2020) and Joinder to ETW Plaintiffs' Motion to Retax and Settle Costs</i>
09/29/2020	 Joinder To Motion Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC <i>Plaintiffs Green Leaf Farms Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion to Retax and Settle Costs (re: Memorandum of Costs of Wellness Connection of Nevada, LLC filed September 21, 2020) and Joinder to ETW Plaintiffs' Motion to Retax and Settle</i>
09/29/2020	 Joinder to Opposition to Motion Filed by: Counter Defendant ETW Management Group LLC <i>Settling Plaintiffs Joinder to Department of Taxation's Opposition to the TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law, and Permanent Injunction</i>
09/30/2020	 Joinder To Motion Filed By: Consolidated Case Party Rural Remedies LLC <i>Rural Remedies, LLC's Joinder in ETW Plaintiffs' Motion to Retax and Settle Costs</i>
10/01/2020	 Joinder <i>Circle S Farms LLC's Joinder to Oppositions to TGIG Plaintiffs Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
10/01/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV, LLC's Joinder to Oppositions to TGIG Plaintiffs Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i>
10/01/2020	 Motion to Retax Filed By: Consolidated Case Party TGIG, LLC

CASE SUMMARY

CASE NO. A-19-787004-B

Motion to Retax and Settle Costs

10/01/2020



Reply

Filed by: Consolidated Case Party TGIG, LLC
Reply To The Department of Taxation s Opposition, The Opposition of Helping Hands Wellness Center, Inc., The Opposition Of Wellness Connection Of Nevada, LLC and The Limited Opposition Of The Essence Entities to The TGIG Plaintiffs Motion to Amend Findings of Fact, Conclusions Of Law, And Permanent Injunction & Opposition To Wellness Connection Of Nevada, LLC s Countermotion to Clarify And/Or For Additional Findings

10/01/2020



Clerk's Notice of Hearing

Notice of Hearing

10/02/2020



Status Report

Filed By: Defendant Pupo, Jorge
Defendant Pupo's Status Report

10/02/2020



Joinder To Motion

Filed By: Consolidated Case Party Rural Remedies LLC
Rural Remedies, LLC's Joinder in TGIG Plaintiffs'

10/05/2020



Opposition to Motion

Filed By: Intervenor Defendant Lone Mountain Partners, LLC
LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO WELLNESS CONNECTION OF NEVADA, LLC S COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS

10/05/2020



Joinder To Motion

Plaintiffs THC Nevada LLC and Herbal Choice, Inc's Joinder to TGIG's Motion to Retax and Settle Costs Filed October 1, 2020

10/06/2020



Joinder

Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC
Plaintiffs Green Leaf Farms et al' Joinder to TGIG Plaintiffs' Motion to Retax and Settle Costs Filed October 1, 2020

10/07/2020



Stipulation and Order

(A-19-787540-W) Stipulation and Order for Dismissal of Wendovera, LLC from Nevada Wellness Center LLC s Amended and Second Amended Complaint

10/07/2020



Notice of Entry of Stipulation and Order

Filed By: Consolidated Case Party Nevada Wellness Center, LLC
Notice of Entry of Stipulation and Order for Dismissal of Wendovera, LLC from Nevada Wellness Center LLC s Amended and Second Amended Complaint

10/08/2020



Joinder To Motion

Filed By: Consolidated Case Party Natural Medicine LLC
Natural Medicine, LLC's Joinder to TGIG Plaintiff's Motion to Retax and Settle Costs

10/08/2020



Joinder to Opposition to Motion

Filed by: Counter Claimant Integral Associates LLC; Defendant Essence Tropicana LLC; Defendant Essence Henderson LLC
The Essence Entities' Joinder to Lone Mountain Partners, LLC's Opposition to Wellness Connection of Nevada, LLC's Countermotion to Clarify and/or for Additional Findings













CASE SUMMARY

CASE NO. A-19-787004-B

10/08/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Joinder to Oppositions to the TGIG Plaintiffs' Motion to Amend the Findings of Fact and Conclusions of Law</i>
10/08/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant Nevada Organic Remedies LLC <i>Nevada Organic Remedies, LLC's Joinder to Lone Mountain partners, LLC's Opposition to Wellness Connection of Nevada, LLC's Countermotion</i>
10/08/2020	 Joinder to Opposition to Motion Filed by: Defendant Nevada Dept of Taxation <i>Department of Taxation's Joinder to Lone Mountain Partners, LLC's Opposition to Wellness Connection of Nevada, LLC's Countermotion to Clarify and/or for Additional Findings</i>
10/08/2020	 Opposition to Motion Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Opposition to TGIG Plaintiffs and Settling Plaintiffs' Motions to Retax and Settle Costs and all Joinders Thereto</i>
10/09/2020	 Reply in Support Filed By: Defendant Wellness Connection of Nevada LLC <i>Wellness Connection of Nevada, LLC's Reply in Support of its Countermotion to Clarify and/or for Additional Findings</i>
10/12/2020	 Joinder to Opposition to Motion Filed by: Intervenor Defendant GreenMart of Nevada NLV LLC <i>GreenMart of Nevada NLV, LLC's Joinder to Lone Mountain Partners LLC's Opposition to Wellness Connection of Nevada LLC's Countermotion to Clarify and/or for Additional Findings</i>
10/13/2020	 Motion for Attorney Fees <i>Wellness Connection of Nevada, LLC's Motion for Attorneys' Fees</i>
10/13/2020	 Appendix Filed By: Defendant Wellness Connection of Nevada LLC <i>Appendix to Wellness Connection of Nevada, LLC's Motion for Attorneys' Fees (Volume I)</i>
10/13/2020	 Appendix Filed By: Defendant Wellness Connection of Nevada LLC <i>Appendix to Wellness Connection of Nevada, LLC's Motion for Attorneys' Fees (Volume II)</i>
10/13/2020	 Appendix Filed By: Defendant Wellness Connection of Nevada LLC <i>Appendix to Wellness Connection of Nevada, LLC's Motion for Attorneys' Fees (Volume III)</i>
10/14/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
10/15/2020	 Reply Filed by: Consolidated Case Party TGIG, LLC <i>Reply to Wellness Connection of Nevada, LLC's Opposition to TGIG Plaintiffs and Settling Plaintiffs Motions to Retax and Settle Costs and all Joinders Thereto</i>

CASE SUMMARY

CASE NO. A-19-787004-B

10/16/2020	 Motion for Order to Show Cause Filed By: Consolidated Case Party TGIG, LLC; Consolidated Case Party GBS Nevada Partners, LLC; Consolidated Case Party Fidelis Holdings, LLC; Consolidated Case Party Gravitas Nevada, LLC <i>Motion for Order to Show Cause</i>
10/18/2020	 Order to Show Cause <i>Order to Show Cause to State of NV - DoT</i>
10/19/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
10/19/2020	 Stipulation and Order Filed by: Defendant Helping Hands Wellness Center Inc <i>Stipulation and Order to Resetting Hearings</i>
10/20/2020	 Order to Show Cause Filed by: Consolidated Case Party TGIG, LLC <i>Order to Show Cause</i>
10/20/2020	 Notice of Entry Filed By: Consolidated Case Party TGIG, LLC <i>Notice of Entry of Order</i>
10/21/2020	 Joinder Filed By: Counter Defendant THC Nevada LLC <i>Joinder to TGIG Plaintiffs' Motion for Order to Show Cause</i>
10/21/2020	 Opposition to Motion <i>RURAL REMEDIES, LLC S OPPOSITION TO WELLNESS CONNECTION OF NEVADA, LLC S MOTION FOR ATTORNEY S FEES</i>
10/21/2020	 Exhibits <i>EXHIBITS 1-5 TO RURAL REMEDIES OPPOSITION TO WELLNESS MOTION FOR ATTORNEY FEES</i>
10/21/2020	 Joinder To Motion Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC <i>Plaintiffs Green Leaf Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion for Order to Show Cause</i>
10/22/2020	 Joinder Filed By: Consolidated Case Party Natural Medicine LLC <i>Natural Medicine, LLC's Joinder To TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC's Reply to Wellness Connection of Nevada, LLC's Opposition to TGIG Plaintiffs and Settling Plaintiffs Motions to Retax and Settle Costs and All Joinders Thereto</i>
10/22/2020	 Joinder Filed By: Counter Defendant Green Leaf Farms Holdings LLC; Counter Defendant NEVCANN LLC; Counter Defendant Red Earth LLC; Counter Defendant Green Therapeutics LLC <i>Plaintiffs Green Leaf Farms et al' Joinder to TGIG Plaintiffs' Reply to Wellness Connection of</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Nevada LLC's Opposition to TGIG Plaintiffs and Settling Plaintiffs' Motions to Retax and Settle Costs and All Joinders Thereto

10/23/2020



Notice of Appeal

Filed By: Consolidated Case Party TGIG, LLC
Notice of Appeal

10/23/2020



Case Appeal Statement

Filed By: Consolidated Case Party TGIG, LLC
Case Appeal Statement

10/23/2020



Opposition to Motion

LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO TGIG PLAINTIFFS MOTION TO RETAX AND SETTLE COSTS RE: LONE MOUNTAIN PARTNERS, LLC S MEMORANDUM OF COSTS PURSUANT TO NRS 18.110 FILED SEPTEMBER 28, 2020

10/23/2020



Supplement

Filed by: Consolidated Case Party TGIG, LLC
Supplemental Brief Regarding Cotter v. Kane, 136 NEV. ADV. OP. O. 63 (October 1, 2020)

10/23/2020



Clerk's Notice of Hearing

Notice of Hearing

DISPOSITIONS

05/09/2020

Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth)

Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Counter Defendant), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff)

Creditors: Strive Wellness of Nevada LLC (Consolidated Case Party)

Judgment: 05/09/2020, Docketed: 05/13/2020

05/13/2020

Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth)

Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff)

Creditors: Nevada Life Productions LLC (Consolidated Case Party)

Judgment: 05/13/2020, Docketed: 05/13/2020

05/14/2020

Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth)

Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff)

Creditors: Nevada Medical Group LLC (Consolidated Case Party)

Judgment: 05/14/2020, Docketed: 05/14/2020

05/18/2020

Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth)

Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff)

Creditors: Green Life Productions LLC (Consolidated Case Party)



CASE SUMMARY

CASE NO. A-19-787004-B

	Judgment: 05/18/2020, Docketed: 05/18/2020
05/22/2020	Order of Dismissal Without Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: Just Quality, LLC (Plaintiff), Natural Medicine LLC (Consolidated Case Party) Creditors: Pure Tonic Concentrates LLC (Defendant) Judgment: 05/22/2020, Docketed: 05/26/2020
05/22/2020	Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff) Creditors: Pure Tonic Concentrates LLC (Defendant) Judgment: 05/22/2020, Docketed: 05/26/2020
05/26/2020	Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff) Creditors: Agua Street LLC (Consolidated Case Party), Kindibles LLC (Consolidated Case Party) Judgment: 05/26/2020, Docketed: 05/27/2020
06/03/2020	Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: Agua Street LLC (Consolidated Case Party), D Lux LLC (Consolidated Case Party), Kindibles LLC (Consolidated Case Party), Las Vegas Wellness and Compassion LLC (Consolidated Case Party), Polaris Wellness Center LLC (Defendant), Wellness Connection of Nevada LLC (Defendant) Creditors: Nevada Wellness Center, LLC (Consolidated Case Party) Judgment: 06/03/2020, Docketed: 06/03/2020
06/09/2020	Summary Judgment (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff) Creditors: Pure Tonic Concentrates LLC (Defendant) Judgment: 06/09/2020, Docketed: 06/09/2020 Comment: In Part
06/17/2020	Order of Dismissal (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff) Creditors: Twelve Twelve LLC (Consolidated Case Party) Judgment: 06/17/2020, Docketed: 06/22/2020
07/18/2020	Partial Summary Judgment (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff) Creditors: Helping Hands Wellness Center Inc (Consolidated Case Party) Judgment: 07/18/2020, Docketed: 07/22/2020 Comment: Certain Cause
07/20/2020	Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: Nuleaf Incline Dispensary, LLC (Consolidated Case Party), TGIG, LLC (Consolidated Case Party), Nevada Holistic Medicine, LLC (Consolidated Case Party), Tryke Companies SO NV, LLC (Consolidated Case Party), Paradise Wellness Center, LLC (Consolidated Case Party),

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>GBS Nevada Partners, LLC (Consolidated Case Party), Gravitas Nevada, LLC (Consolidated Case Party), Nevada Pure, LLC (Consolidated Case Party), Medifarm, LLC (Consolidated Case Party), Tryke Companies Reno, LLC (Consolidated Case Party) Creditors: Natural Medicine LLC (Consolidated Case Party) Judgment: 07/20/2020, Docketed: 07/23/2020</p>
07/30/2020	<p>Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: D H Flamingo Inc (Consolidated Case Party), Surterra Holdings INC., (Consolidated Case Party) Creditors: Natural Medicine LLC (Consolidated Case Party) Judgment: 07/30/2020, Docketed: 08/03/2020</p>
08/07/2020	<p>Order of Dismissal With Prejudice (Judicial Officer: Gonzalez, Elizabeth) Debtors: ETW Management Group LLC (Plaintiff), Global Harmony LLC (Plaintiff), Green Leaf Farms Holdings LLC (Plaintiff), Herbal Choice Inc. (Plaintiff), Just Quality, LLC (Plaintiff), Libra Wellness Center, LLC (Plaintiff), Rombough Real Estate Inc (Plaintiff), NEVCANN LLC (Plaintiff), Red Earth LLC (Plaintiff), THC Nevada LLC (Plaintiff), Zion Gardens LLC (Plaintiff), Green Therapeutics LLC (Plaintiff), MMOF Vegas Retail, Inc. (Plaintiff) Creditors: Nuleaf Incline Dispensary, LLC (Consolidated Case Party) Judgment: 08/07/2020, Docketed: 08/14/2020</p>
	<p>HEARINGS</p>
03/01/2019	<p>CANCELED Motion to Intervene (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - per Judge</i></p>
04/01/2019	<p> Minute Order (10:15 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order Resetting Motions to Intervene</i> Minute Order - No Hearing Held; Journal Entry Details: <i>COURT ORDERED, motions to intervene originally set for April 5, 2019 in chambers RESET on the oral calendar for Monday, April 15, 2019. 4-15-19 9:00 AM NEVADA ORGANIC REMEDIES, LLC'S MOTION TO INTERVENE... ..INTEGRAL ASSOCIATES LLC'S MOTION TO INTERVENE AS DEFENDANTS... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION TO INTERVENE Courtroom 3-E CLERK'S NOTE: Parties notified by distributing a copy of this minute order via the E-Service List and placing a copy in the attorney folder for the Office of the Attorney General. / dr 4-1-19 ;</i></p>
04/15/2019	<p>Motion to Intervene (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 01/25/2019 Motion to Intervene <i>Nevada Organic Remedies, LLC's Motion to Intervene</i> Granted;</p>
04/15/2019	<p>Motion to Intervene (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 03/28/2019 Motion to Intervene <i>Lone Mountain Partners, LLC's Motion to Intervene</i> Granted;</p>
04/15/2019	<p>Motion to Intervene (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 03/20/2019 Motion to Intervene <i>Integral Associates LLC's Motion to Intervene as Defendants</i> Granted;</p>
04/15/2019	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>NEVADA ORGANIC REMEDIES, LLC'S MOTION TO INTERVENE... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION TO INTERVENE... ..INTEGRAL ASSOCIATES LLC'S MOTION TO INTERVENE AS DEFENDANTS Matter heard with A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation. Also present were counsel in A-19-786962-B: Attorneys Dominic Gentile, Michael Cristalli, and Vincent Savarese for the</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

Plaintiffs, Attorney Jared Kahn for the Intervenor Defendant Helping Hands Wellness Center, Inc., and Attorney Alina Shell for Intervenor Defendant GreenMart of Nevada NLV LLC. Mr. Gentile appeared by telephone. Court thanked counsel for the email identifying all the related cases. Colloquy regarding the DH Flamingo case, A-19-787035-C. Court noted it was included in the list. Counsel further advised a stipulation will be submitted to the Court moving the Motion for Preliminary Injunction in A-19-786962-B two weeks from May 6. Mr. Savarese noted they have not yet agreed. Court advised it will be out of the jurisdiction on May 20 so it can hear the motion on May 13, June 3, or May 24. Per parties' agreement, a stipulation will be submitted moving the motion for preliminary injunction to May 24. COURT ORDERED, motions to intervene in the instant case are GRANTED. 4-22-19 9:00 AM STATUS CHECK;

04/22/2019



Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: A-19-786962-B - Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case); Attorney Dominic Gentile and Attorney Michael Cristalli for the Plaintiffs; Attorney Jared Kahn for Intervenor Defendant Helping Hands Wellness Center, Inc.; Attorney Alina Shell for Intervenor Defendant GreenMart of Nevada NLV LLC. Mr. Kahn participated by telephone. A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation (Department IX case); Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs A-18-786357-W - Compassionate Team of Las Vegas LLC vs. Nevada Department of Taxation (Department XIV case); Attorney Daniel Simon for the Plaintiff A-19-787035-C - D H Flamingo Inc vs. State Ex Rel Department of Taxation (Department VI case); Attorney Kelly Stout for the Plaintiffs A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case); Attorney Theodore Parker for the Plaintiff A-19-787726-C - High Sierra Holistics vs. State of Nevada Department of Taxation (Department XIV case) Attorney James Puzey for the Plaintiff COURT advised today is a scheduling conference; these matters have been put on calendar because this Court has the lowest business court case (A-19-786962-B Serenity Wellness), the one with the motion for preliminary injunction. Mr. Kemp advised there are also cases in Washoe County and Lyon County; MM Development is the lowest case of all the cases locally; it is assigned to Department IX and has been administered by senior judges, although he understands Judge Silva will be the new judge in Department IX; he had informed Mr. Werbicky that they would not be opposed to coordination in general; however, the problem is that some cases are not in business court and they have a lot of missing parties; he will be filing an answer in a different case, and the proposition there is that even after a motion for coordination is granted a peremptory challenge may be filed; every time you coordinate you get a new bump which violates 48.1; the only way around that is to have a stipulation between all parties to go to one judge and keep that judge. Court stated its goal is to get the preliminary injunction hearing in the instant case finished and since this Court's ruling may affect all the people here today the Court is inviting everyone to participate; the Court is not consolidating the cases for the exact reason that counsel is identifying which could result in multiple things down the road. Mr. Kemp advised he supports the motion for preliminary injunction and can participate and submit briefing through Mr. Gentile; he points that out because they are already in the discovery process and have taken 6 depositions. At Ms. Stout's request for clarification, Court stated that at this point it is only planning to coordinate for purposes of the preliminary injunction hearing because of the primarily constitutional and business issue that is woven throughout all the cases. Mr. Bult advised he is probably in the same spot as Mr. Kemp and will help Mr. Gentile. Court noted if everyone is going to be relying on Mr. Gentile then that means all will be asking questions at the preliminary injunction hearing, which will triple the time if there are going to be witnesses. Mr. Bult further advised his only concern right now is a briefing schedule. Mr. Parker advised they were before the Discovery Commissioner a week and a half ago, and Nevada Wellness received a report and recommendation in their favor allowing them certain discovery; so, they may submit briefing which includes that additional discovery. Mr. Bhurud stated he would prefer to respond to one opposition although he would rather not have 7 different rulings either. As to whether parties will have witnesses at the hearing, Court stated it will be up to counsel. Mr. Bhurud added he would prefer that one or two attorneys on the Plaintiffs' side take the lead. Mr. Koch advised they had stipulated to May 2nd for the opposition; he is not sure if with regards to the hearing fact witnesses would help, because the motion for preliminary injunction as written is really legal argument regarding statutes. Court noted its only concern is that it was unclear when it read the briefing in Serenity Wellness - because it stopped reading before granting a motion to exceed page limit - if there is an argument that it is unconstitutional as applied, if that is the case, they probably need witnesses. Upon Mr. Puzey's inquiry, Court stated it does not intend to have the cases in Washoe and Lyon counties come

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CASE NO. A-19-787004-B

here unless those judges want it to; if those judges and parties want to participate this Court will be happy to have them participate on May 24th; the cases here have the approval of the Chief Judge for coordination given the status of some of the departments they are assigned to. Mr. Bhurud advised the State will stipulate to bring those cases here. Mr. Puzey replied they are not yet prepared to enter into that stipulation today. Court stated it will let counsel discuss that amongst themselves. Mr. Kemp further advised there are two applications pending in Reno for new licenses which are currently not on the Washoe County agenda but could be put on the agenda on 5 days' notice; there is some concern that they could be heard as early as next week, which would be before the preliminary injunction hearing; if noticed, they will ask Mr. Gentile to take appropriate action to prevent those applications from becoming somehow moot. Court stated counsel can do whatever they want; the Court will sign an OST. Ms. Stout requested further clarification; her clients have sought slightly different relief and she wants to clarify whether the action that would be taken with respect to the motion for preliminary injunction here would not prevent other parties from seeking a preliminary injunction in other cases. Court stated yes if seeking on a different basis, but if the same basis as the instant case then it would be done here. Colloquy between Court and counsel regarding briefing. Per parties' STIPULATION, COURT ORDERED: Other Plaintiffs to make a decision by May 6, 2019 on whether they are formally joining the motion for preliminary injunction in A-19-786962-B (Serenity Wellness) and adding to some of the facts and raising new issues; Opposition DUE by May 9, 2019; Reply brief DUE by May 22, 2019 at noon. Ms. Stout advised that to the extent this proceeding would prevent her clients from raising a preliminary injunction seeking similar relief later on they would have to OBJECT under EDCR 2.50 and 1.61. COURT SO NOTED. Mr. Bhurud inquired as to whether the Court would prefer to have a motion for preliminary injunction by D H Flamingo filed here. COURT NOTED, if something happens and counsel thinks it needs to be done differently; no one has filed a formal motion to coordinate or consolidate. The Court has invited participation in the preliminary injunction hearing of all interested parties in order to avoid potentially conflicting rulings. COURT FURTHER NOTED that on May 6th, the date for the other Plaintiff's elections, if there are any other issues that are unanticipated or beyond the pale the Court can discuss those with the parties on a conference call; if there are any discovery disputes that relate to the preliminary injunction hearing the Court can also do this on a conference call. After the May 24th hearing matter will be set for Rule 16 conference. 5-24-19 9:00 AM PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI;

05/13/2019



Motion to Consolidate (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney Dominic Gentile, Michael Cristalli, and Vincent Savarese for the Plaintiffs in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation and A-19-794473-C - Serenity Wellness Center, LLC vs. The City of Las Vegas; Attorney Brigid Higgins for Intervenor Defendant Clear River, LLC in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation; Attorney Jared Kahn for Intervenor Defendant Helping Hands Wellness Center, Inc. in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation, and Attorney Alina Shell for Proposed Intervenor Defendant GreenMart of Nevada NLV LLC. Philip Peckman, Mitchell Britten, and Dave Brown, Client Representatives for Thrive Cannabis Marketplace, introduced by Mr. Gutierrez. Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs in A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation (Department VIII case); Attorney Dennis Kennedy for the Plaintiffs in A-19-787035-C - D H Flamingo Inc vs. State Ex Rel Department of Taxation (Department VI case); Attorney Theodore Parker for the Plaintiff in A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case); Attorney Philip Byrnes for the Defendant in A-19-794473-C - Serenity Wellness Center, LLC vs. The City of Las Vegas, Nevada (Department I case); Attorney Adam Fulton for the Plaintiff in A-19-786888-J - ACC Enterprises, LLC vs. Nevada Department of Taxation (Department XXX case). Matter heard with A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation and A-19-794473-C Serenity Wellness Center, LLC vs. The City of Las Vegas, Nevada. STATE'S MOTION TO CONSOLIDATE in A-19-787004-B ETW Management: Argument in support of the motion by Mr. Shevorski, joinder by Mr. Koch to the State's Motion, and arguments in opposition by Mr. Kennedy and Mr. Fulton. COURT ORDERED, given the unique issues in A787035 related to the appeal and in A786888 related to the mailing issues, the Court will NOT COORDINATE those issues in this department. However, the Court will GRANT the motion to the extent it seeks coordination of all the issues related to the preliminary injunction hearing scheduled next Friday (May 24, 2019). Court noting the Governor signed SB32 last Friday inquired whether it will impact any of the issues or exchange of information that needs to happen before the preliminary injunction hearing

CASE SUMMARY**CASE NO. A-19-787004-B**

next Friday. Mr. Kemp advised the Department of Taxation filed a supplemental group of materials on their website on Friday that raises even more questions; he thinks it will help the process and speed up the preliminary injunction hearing but does not solve the issue. **PROPOSED MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION** in A-19-787004-B ETW Management: Per parties' agreement, Motion SET for Thursday, May 16, 2019 at 9 am. Order Shortening Time signed in open court and returned to counsel for filing. **PLAINTIFFS' MOTION TO CONSOLIDATE ON ORDER SHORTENING TIME**: Mr. Gentile argued in support of consolidating A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation with A-19-794473-C Serenity Wellness Center, LLC vs. The City of Las Vegas, noting they had to file a lawsuit against the City quickly; it makes sense to consolidate these cases as they are identical. Mr. Byrnes advised the City has not received anything in this case but received a copy of the complaint this morning; however, the City also filed this morning a Notice of Removal to Federal Court. **COURT NOTED** it cannot act today if a notice of removal has been filed. **DISCUSSION REGARDING PRELIMINARY INJUNCTION HEARING ON MAY 24, 2019**: Court stated it does not care as to what the parties decide on a consolidated date for the oppositions as the Court will read all the briefing; Plaintiffs' reply brief DUE May 22nd. Mr. Shevorski advised that with respect to the motion filed by MM Development their oppositions are due on the 20th. Colloquy regarding suspended rules and counting days. Court noted 14 days from May 6th, the date of service of the motion. Mr. Shevorski advised it is his preference not to have any witnesses on May 24. Mr. Gentile advised that he would like to call witnesses; there has been a good deal of coordination of the attorneys sitting at his table, and he has 3 experts; he also anticipates the hearing will not be completed in one day; 2 of his experts are flying in. Mr. Kemp estimated 2.5 to 3 days for the hearing, depending on how much argument there will be, and advised he is calling one limited witness. Mr. Bult advised he may have one limited witness as well. Mr. Parker advised he is in trial the week of May 27 in federal court in Reno; however, he does have 1 witness in the instant case and anticipated the hearing taking 3 days. **COURT TRAILED** the matter for the parties to confer on a number of days. Matter **RECALLED**. **APPLICATION FOR TEMPORARY RESTRAINING ORDER** (A-19-786962-B - Serenity Wellness Center's application against Defendant-Intervenor CPCMH Holdings, LLC d/b/a Thrive Cannabis Marketplace) : Following arguments by Mr. Gentile and Mr. Gutierrez, **COURT ORDERED**, after evaluating the balance of hardships and likelihood of success on the merits, the Court **GRANTS** the TRO in limited respect **PREVENTING** Thrive from beginning operations at the 3500 Sahara location until after the preliminary injunction hearing which the Court **SETS** as the same time as the Motion for Preliminary Injunction on May 24, 2019. **BOND SET** at \$150,000, amount of a half month's rent. Following further discussion on the estimated length and scope of the hearing(s), **COURT NOTED** it will **SET ASIDE** May 24th to the 31st. **COURT FURTHER DIRECTED** anyone to obtain Mr. Parker's confirmation via email to all parties, since he will be in trial, that he will be fine with everyone else proceeding after his one witness. 5-16-19 9:00 AM **MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION ON ORDER SHORTENING TIME** 5-24-19 9:00 AM **PRELIMINARY INJUNCTION HEARING** IN A1-19-786962-B IN DEPARTMENT XI...**JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS** 6-7-19 **CHAMBERS GREENMART OF NEVADA NLV LLC'S MOTION TO INTERVENE**;

05/16/2019

**Motion to Compel** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion for Order Compelling Production of Preserved Electronically Stored Information on Order Shortening Time

Granted;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs in A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation (Department VIII case); Attorney Michael Cristalli and Attorney Dominic Gentile for the Plaintiffs in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case); Attorney Rusty Graf, Attorney Brigid Higgins, and Attorney Tisha Black for Clear River, LLC, Intervenor Defendant, in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case); Attorney Alina Shell for Intervenor Defendant GreenMart of Nevada NLV LLC in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case). Matter heard with A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case). Court inquired of Mr. Kemp whether a search protocol was developed when the mirror order was signed in his case. Mr. Kemp advised no, it was just a blanket download; they did not download the State's servers that the applications were on, but the State did preserve those; the key thing here is the 15

CASE SUMMARY**CASE NO. A-19-787004-B**

laptops used by the graders. Mr. Kemp further advised there was a control copy, the State's copy, and what is supposed to be his copy; no searches have been done by him.

DEFENDANT/INTERVENOR, CLEAR RIVER, LLC'S, ORDER SHORTENING TIME ON MOTION FOR PROTECTIVE ORDER AND TO QUASH SUBPOENA and JOINDERS thereto in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case): Arguments by Mr. Graf, Mr. Koch, Mr. Kemp, Mr. Gentile, and Mr. Shevorski. Upon Court's inquiry, Mr. Shevorski advised they have not yet done the searches subject to 16.1 in the MM case as the information is subject to security protocols; however, it has been preserved; they have produced their 16.1 and have not heard objections from the other side that their 16.1 was inadequate. Mr. Pope advised that when Judge Bailus was leaving, he said that all he was doing was preserving the information and the parties could fight about it later as to what could be released or not, what was confidential or not; the order even says the Plaintiffs were not to get the information until there was a process; MM wanted copying and then wanted forensic imaging, which requires special software and a lot of time to convert the information into something people are able to look at; money and time are involved; they did not have a vendor; the Department of Taxation I.T. staff thought they had to copy the drives, but when it came to forensic imaging, they had to find someone and the only vendor they could find who could do it was the Washoe County Sheriff's Department through the State's investigative department; he does not know what program but he is working on finding out what platform; their forensic specialist is "Kristy Funsaco" (phonetic), who is an investigator in their office, a State employee, and an expert in this area. Mr. Shevorski concurred searches have not been done but they have made their 16.1 disclosures to Mr. Kemp. Court noting the issue of privilege inquired if the State is in a position to do the redactions to the applications so only limited information is provided. Mr. Pope responded they are not as it would take a couple of employees one year to do that; procedurally they could give back the applicants their apps and have them redact the apps themselves. Mr. Graf replied it appears there has to be a methodology on what information gets disseminated and a methodology of contacting 400 or so applicants. Mr. Graf further argued as to how the State does their evaluations. COURT ORDERED, with respect to the motion for protective order, for those entities that are parties, the State will RELEASE the applications to those participating in this case. Those entities may provide appropriate redactions with a privilege log; however, the sections on diversity and financial will not be redacted; those two categories will be produced in unredacted form. There will also be an attorney's eyes only (AEO) protective order that also allows the Plaintiffs' statistician expert only to review that information. The production, with redactions, will be DONE by Tuesday (May 21, 2019). Thus, the State will do it expeditiously. After looking at that, if the Plaintiffs have any supplement they are to file that by Thursday morning (May 23, 2019). MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION ON ORDER SHORTENING TIME in A-19-787004-B - ETW Management Group LLC vs. Nevada Dept of Taxation (Department XI case): Statement by Mr. Kemp as to what had happened in the hearing before Judge Bailus which lasted 7 hours, noting that he offered to pay for the State's independent computer consultant. Colloquy regarding possible vendors. Further argument by Mr. Kemp as to 16.1 disclosures being filed but that the hard drives and cellphones have not been provided. Mr. Kemp asked for the 15 hard drives and 3 state cellphones, stating he could take it from there and make them AEO. Mr. Rulis advised HOLO could be a vendor. COURT ORDERED, the images originally designated as the Plaintiffs' copy will be DELIVERED to HOLO and it will be at Plaintiffs' expense, not at State expense; platform will be provided by HOLO. Custodian list as well as search terms will be PROVIDED to all parties and to HOLO by 10 am tomorrow, May 17; If anyone has an objection to a custodian or search term, it needs to be made by 2 pm tomorrow by email with a copy to the Law Clerk so the Court can conduct a conference call; If there are unobjected to custodians and search terms HOLO will begin the search process; If there is an issue related to a privilege that a party thinks they need to review, the party has 24 hours from the identification of the document by HOLO or when HOLO makes it available on the platform to either make a claim of privilege and review the document, order redactions, agree with redactions, or whatever. Any document to which there is no claim of privilege made will be released so it can be obtained in time for the hearing; Upon Mr. Koch's inquiry, Court concurred anything not part of M1 through 4 is not privileged, so the Court is ordering that as well as the diversity and financial sections. All witnesses for the May 24th hearing must be identified by Thursday, May 23rd, at 3 pm; counsel need not say when the witnesses will be called and can work together on a schedule. Court further directed counsel to contact HOLO that they have a big job coming. 5-24-19 9:00 AM PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS 6-7-19 CHAMBERS GREENMART OF NEVADA NLV LLC'S MOTION TO INTERVENE;

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05/24/2019

Preliminary Injunction Hearing (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

05/24/2019, 05/28/2019-05/31/2019, 06/10/2019-06/11/2019, 06/18/2019-06/20/2019, 07/01/2019, 07/10/2019-07/12/2019, 07/15/2019, 07/18/2019, 08/13/2019-08/16/2019

Preliminary Injunction Hearing in A-19-786962-B in Department XI

Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

Hearing Continued;

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Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

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Printed on 10/27/2020 at 6:48 AM

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Decision Pending;
Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI
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Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI
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Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

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Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Matter Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Decision Pending; Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Matter Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Decision Pending; Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Matter Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Hearing Continued; Decision Pending; Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI Hearing Continued;	
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Hearing Continued;
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Decision Pending;
Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

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Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

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Decision Pending;
Hearing Continued; Preliminary Injunction Hearing in A-19-786962-B in Department XI

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CASE NO. A-19-787004-B

Hearing Continued;
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Decision Pending;

Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Decision Pending;

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Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Decision Pending;

Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Hearing Continued;
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Decision Pending;

Hearing Continued; Joinder to Motion for Preliminary Injunction and Motion for Preliminary Injunction or for Writ of Mandamus

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Hearing Continued;
Hearing Continued;
Decision Pending;

 **All Pending Motions (9:45 AM)** (Judicial Officer: Gonzalez, Elizabeth)






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	<p>Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i></p>
05/28/2019	<p> Motion to Compel (1:00 PM) (Judicial Officer: Gonzalez, Elizabeth) 05/28/2019-05/29/2019 <i>Plaintiff's Motion to Compel on Order Shortening Time</i> Matter Continued; Matter Heard; Matter Continued; Matter Heard; Journal Entry Details: <i>COURT ORDERED, matter CONTINUED to May 29, 2019.;</i></p>
05/29/2019	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date. CLERK'S NOTE: Court's Exhibit 1 to the Motion to Compel Hearing on today's date LODGED with the Vault under A-19-787004-B. / dr;</i></p>
05/30/2019	<p> All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i></p>
05/31/2019	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i></p>
06/07/2019	<p> Motion to Intervene (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 05/07/2019 Motion to Intervene <i>GreenMart of Nevada NLV LLC's Motion to Intervene</i> Granted; Journal Entry Details: <i>Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20 (e) the Motion to Intervene is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via the E-Service List. / dr 6-10-19;</i></p>
06/10/2019	<p> All Pending Motions (10:30 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i></p>
06/11/2019	<p> All Pending Motions (9:15 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i></p>

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06/18/2019	 All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i>
06/19/2019	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i>
06/20/2019	 All Pending Motions (9:15 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i>
06/28/2019	 Motion to Seal/Redact Records (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 06/28/2019, 07/01/2019, 07/18/2019, 07/23/2019 <i>Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time</i> Matter Continued; Matter Continued; Matter Continued; Granted in Part; Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time Journal Entry Details: <i>See all pending motions dated July 23, 2019;</i> Matter Continued; Matter Continued; Matter Continued; Granted in Part; Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time Matter Continued; Matter Continued; Matter Continued; Granted in Part; Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time Journal Entry Details: PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS...MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLAINTIFFS' MOTION TO COMPEL ON ORDER SHORTENING TIME <i>See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;</i> Matter Continued; Matter Continued; Matter Continued; Granted in Part; Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time Journal Entry Details: <i>Although no opposition to the motion to seal Ex A-F to the motion to compel has been filed; it does not appear that portions of the exhibits should have been designated as confidential by the producing parties and are not appropriate for sealing. Counsel for producing parties to be prepared to address the individual pages within each exhibit. COURT ORDERED, matter CONTINUED for in-person hearing. CONTINUED TO: 7/1/19 10:00 AM;</i>
07/01/2019	 All Pending Motions (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard;

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CASE NO. A-19-787004-B

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date. CLERK'S NOTE: Minutes completed by Dulce Romea on behalf of Michaela Tapia. ;

07/10/2019



All Pending Motions (1:00 PM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

07/11/2019



All Pending Motions (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

07/12/2019



All Pending Motions (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

07/15/2019



All Pending Motions (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date. COURT ORDERED, the motion to seal in A-19-787004-B will be continued to July 18, 2019 at 9:30 am. Court DIRECTED Mr. Koch to provide the documents with the proposed redaction.;

07/18/2019



All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS...MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLAINTIFFS' MOTION TO COMPEL ON ORDER SHORTENING TIME See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date. CLERK'S NOTE: As the Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time was not addressed, the motion is CONTINUED to Tuesday, July 23rd at 1 pm. Parties notified via electronic mail. / dr;

07/23/2019



All Pending Motions (1:00 PM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLTFs' MOTION TO COMPEL ON ORDER SHORTENING TIME FILED IN A-19-787004-B...DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT (CLAIMS 1-3)...CLEAR RIVER LLC'S JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER INC'S MOTION FOR

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CASE No. A-19-787004-B

SUMMARY JUDGMENT (CLAIMS 1-3)...DEFT/INTERVENOR GREENMART OF NEVADA NLV, LLC'S JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT (CLAIMS 1-3)...JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT FILED IN A-19-786962-B See appearances and minutes under A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation on today's date.;

08/13/2019



All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

08/14/2019



All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

08/15/2019



All Pending Motions (9:15 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

08/16/2019



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.;

09/09/2019



Mandatory Rule 16 Conference (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

09/09/2019, 09/13/2019

Matter Continued;

Matter Heard;

Journal Entry Details:

Counsel estimated 20 days for trial. COURT ORDERED, scheduling order as followed: 3/16/20 1:30PM BENCH TRIAL 3/10/20 9:30AM CALENDAR CALL 2/20/20 9:15AM PRETRIAL CONFERENCE 10/11/19 Expert disclosures due by. 11/12/19 Rebuttal Expert disclosures due by. 1/3/20 Discovery cut-off. 1/24/20 Dispositive Motions to be filed by. Court designated the case as complex. 10 Depositions are allowed for each side unless stipulated between counsel. Discovery to be heard in Department 11.;

Matter Continued;

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney Dominic Gentile and Attorney John Hunt for the Plaintiffs in A-19-786962-B - Serenity Wellness Center LLC vs. State of Nevada Department of Taxation; Attorney Rusty Graf and Attorney Brigid Higgins for Clear River LLC; Attorney Jared Kahn for Helping Hands Wellness Center. Court acknowledged objections and joint proposal and noted that it wants this matter done by the December final inspection deadline; however, the parties' proposed schedule is through January. Mr. Shevorski advised he lost two of his people; one went to Washington and one got a promotion, so he is literally the only one left; from the State's perspective, he cannot get this done by the deadline. Mr. Bult stated that in terms of the ETW Plaintiffs they would like to get this done but they understand the State's

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CASE NO. A-19-787004-B

position. Mr. Koch requested that the date not be a hard deadline because of the trial being after that. COURT ORDERED, matter CONTINUED for the State to provide an answer; Department of Taxation to make the determination whether or not there are extenuating circumstances; if there are the Court will be willing to move the date beyond the December deadline, but if not unfortunately the Court will have to make Mr. Shevoski's life difficult. Mr. Gentile advised they have mediation next Monday (September 16, 2019) at 9 am. 9-13-19 10:00 AM MANDATORY RULE 16 CONFERENCE;

09/13/2019



Motion to Compel (10:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Events: 09/11/2019 Motion to Compel

Motion to Compel on Order Shortening Time

Denied;

Journal Entry Details:

Colloquy between the Court and counsel regarding a Settlement Conference. COURT ORDERED, Motion to Compel DENIED. Court instructed that a Demand be sent by Plaintiff by 9/18/19,;

09/16/2019



Motion for Order Extending Time (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Plaintiff's Joint Motion to Extend Time to Post Bond on Order Shortening Time

Moot;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney John Hunt, Attorney Dominic Gentile, and Attorney Ross Miller for the Plaintiffs; Attorney Jared Kahn for Intervenor Defendant Helping Hands Wellness Center, Inc.; Attorney Rusty Graf for Intervenor Defendant Clear River, LLC in A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation. Attorney Theodore Parker for the Plaintiff in A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case). Court noted Mr. Kemp posted in A785818 and that there may be an impact but the Court does not know what that would be; the Court will not make a decision because of the pending request to extend; the Court will not address the matter until a written motion is filed by the Defendants. Mr. Bult advised he believes the Plaintiffs' Joint motion is moot as of the filing of Friday. Mr. Gentile added their position is that it is moot but the Court may disagree. Court noted it does not have anything before it to tell whether it would agree with that or not as no one has briefed the issue. Mr. Koch stated it sounds like the Plaintiffs are withdrawing the motion. Court noted if someone files a motion the Court will deal with it. 2-20-20 9:15 AM PRE TRIAL CONFERENCE 3-10-20 9:00 AM CALENDAR CALL 3-16-20 1:30 PM BENCH TRIAL;

10/29/2019



Minute Order (8:06 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order - No Hearing Held;

Journal Entry Details:

Based on the consolidation order, all cases below are set for a Status Check on Monday, November 4, 2019 at 9:00 a.m. MM Development Company, Inc., et al. v. State of Nevada, Department of Taxation A-18-785818-W, Dept. VIII Compassionate Team of Las Vegas LLC v. Nevada Department of Taxation A-18-786357-W, Dept. XIV Serenity Wellness Center LLC, et al. v. State of Nevada, Department of Taxation A-19-786962-B, Dept. XI ETW Management Group LLC, et al. v. State of Nevada, Department of Taxation A-19-787004-B, Dept. XI DH Flamingo, Inc., et al. v. State ex rel Department of Taxation, et al. A-19-787035-C, Dept. VI Nevada Wellness Center, Inc. v. State of Nevada, Department of Taxation A-19-787540-W, Dept. XVIII High Sierra Holistics, LLC v. State of Nevada, Department of Taxation A-19-787726-C, Dept. XIV Qualcan, LLC v. State of Nevada, Department of Taxation A-19-801416-B, Dept. XIII FURTHER, Motion for Leave to File Second Amended Complaint in case A786962 is set for 11/4 at 9:00 a.m. CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt;

10/29/2019

Motion (9:00 AM) (Judicial Officer: Bell, Linda Marie)

Joint Motion to Consolidate on an Order Shortening Time and Joint Partial Opposition to Defendants in Intervention, CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, and Cheyenne Medical LLC's Motion to Consolidate

Granted;

10/29/2019

Motion (9:00 AM) (Judicial Officer: Bell, Linda Marie)

Joint Partial Opposition to Defendant's in Intervention, CPCM Holdings, LLC dba Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to

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CASE NO. A-19-787004-B

Consolidate
Denied;

10/29/2019



All Pending Motions (9:00 AM) (Judicial Officer: Bell, Linda Marie)

Matter Heard;

Journal Entry Details:

JOINT MOTION TO CONSOLIDATE ON AN ORDER SHORTENING TIME AND JOINT PARTIAL OPPOSITION TO DEFENDANTS IN INTERVENTION, CPCM HOLDINGS, LLC D.B.A THRIVE CANNABIS MARKETPLACE, AND CHEYENNE MEDICAL LLC'S MOTION TO CONSOLIDATE...JOINT PARTIAL OPPOSITION TO DEFENDANT'S IN INTERVENTION, CPCM HOLDINGS, LLC D.B.A THRIVE CANNABIS MARKETPLACE, COMMERCE PARK LLC, AND CHEYENNE MEDICAL LLC'S MOTION TO CONSOLIDATE. *Appearances Continued: Dominic Gentile, Esq. on behalf of Serenity Plaintiffs; William Kemp, Esq. on behalf of MM Development and LivFree; Ross Miller, Esq. on behalf of Serenity; Mahogany Turfley, Esq. on behalf of Nevada Wellness Center; Peter Christiansen, Esq. and Whitney Barrett, Esq. on behalf of Qualcan; Benjamin Miller, Esq. on behalf of Passionate Team Las Vegas; Rusty Graf, Esq. and Brigid Higgins, Esq. on behalf of Clear River LLC; Dennis Kennedy, Esq. and Stephanie Glantz, Esq. on behalf of DH Flamingo; Alicia Ashcraft, Esq. on behalf of Franklin Bioscience, WaveSeer of NV and Harvest of NV; Jared Kahn, Esq. on behalf of Helping Hands Wellness Center; and Theodore Parker, Esq. on behalf of Nevada Wellness Center appearing via Courtcall. Argument by Mr. Bult for cases to be consolidated and assigned to Department 11 noting 25 of 30 Plaintiff's have brought this motion before this Court with the desire to have Judge Gonzalez continue to hear cases that she is already presided over for 5-6 months. Argument in support by Mr. Gentile for Serenity's case to remain in front of Judge Gonzalez. Argument by Mr. Kennedy for the consolidation to be denied noting the DH Flamingo case is different than all of the other cases here in that a motion to consolidate was filed in A787035 and denied by Judge Gonzalez, this case cannot be heard in business court, and parties are only seeking to be sent back to the tax commission for a hearing. Extensive argument by Mr. Bice in support of consolidation and in opposition of these matters being sent to Department 11 on behalf of Essence. Argument by Mr. Prince noting this Court was aware of proceedings in front of Judge Gonzalez and had regular conversations with Judge Gonzalez. Court clarified conversations with Judge Gonzalez and Judge Atkin for the record. Further argument by Mr. Prince in opposition requesting this motion be denied and allowing Judge Atkin to proceed. Argument in opposition by Mr. Koch noting there is no basis for these cases to be sent to Judge Gonzalez other than the preliminary injunction. Argument in opposition by Mr. Miller noting his client has the resources to run a dispensary however they do not have the resources to be placed into a complex litigation case and requested their case not be consolidated. Further argument by Mr. Kennedy and Mr. Bult. Court noted, it understands the concerns that have been raised in that this is a rather unique situation and the Court does feel that some of these issues arise from having a department that did not have a regularly assigned Judge; However from a court management perspective, having a Judge who has spent a significant amount of time on the case it makes more sense for the case to remain with that Judge. **COURT FINDS, consolidation is appropriate and while it understands the concerns regarding forum shopping the concern of this Court is of a court administration issue and having had a Judge who has spent the amount of time that Judge Gonzalez has spent on the case it makes more sense for the case to remain with her. Additionally, the Court believes the reason Judge Gonzalez coordinated the cases is because she did not have the ability to consolidate them because of the rule. COURT ORDERED, motion to consolidate in Department 11 GRANTED. Mr. Bult to prepare the order. CLERK'S NOTE: Subsequent to the hearing Court clarified the following cases shall be consolidated: A-18-785818, A-18-786357, A-19-786962, A-19-787004, A-19-787035, A-19-787540, A-19-787726, and A-19-801416. ke 10/31/19;***

11/12/2019

CANCELED Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - Moot

Status Check: Consolidation

11/12/2019

CANCELED Joinder (9:00 AM) (Judicial Officer: Denton, Mark R.)

Vacated - On in Error

The Essence Entities' Joinder to Thrive's Motion to Consolidate

11/12/2019



CANCELED Motion to Consolidate (9:00 AM) (Judicial Officer: Denton, Mark R.)

Vacated

Request for Hearing on Defendants in Intervention's Motion to Consolidate

CASE SUMMARY

CASE NO. A-19-787004-B

11/12/2019	<p>CANCELED Joinder (9:00 AM) (Judicial Officer: Denton, Mark R.) <i>Vacated</i> <i>Department of Taxation's Joinder to Defendants In Intervention's Motion to Consolidate</i></p>
11/12/2019	<p>CANCELED Motion to Consolidate (9:00 AM) (Judicial Officer: Denton, Mark R.) <i>Vacated - On in Error</i> <i>Joint Motion to Consolidate on Order Shortening Time and Joint Partial Opposition to Defendants in Intervention, CPCM Holdings, LLC d.b.a. Thrive Cannabis Marketplace, Commerce Park LLC, and Cheyenne Medical LLC's Motion to Consolidate</i></p>
11/12/2019	<p>Motion to Strike (9:00 AM) (Judicial Officer: Denton, Mark R.) <i>Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time</i> <i>Granted;</i></p>
11/12/2019	<p>Joinder (9:00 AM) (Judicial Officer: Denton, Mark R.) <i>Joinder to Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time</i> <i>Granted;</i></p>
11/12/2019	<p> All Pending Motions (9:00 AM) (Judicial Officer: Denton, Mark R.) Matter Heard; Journal Entry Details: JOINT EMERGENCY MOTION TO STRIKE PEREMPTORY CHALLENGE ON ORDER SHORTENING TIME...JOINDER TO JOINT EMERGENCY MOTION TO STRIKE PEREMPTORY CHALLENGE ON ORDER SHORTENING TIME Christopher Rose, Esq. present for Wellness Connection of Nevada LLC. Ben Miller, Esq. present for Compassionate Team of Las Vegas LLC. Amanda Handy, Esq. present telephonically for Bioneva Innovations of Carson City LLC. Ross Miller, Esq. present for Serenity Wellness Center LLC. Following arguments by Mr. Kemp, Mr. Bice, Mr. Hunt, and Mr. Kennedy, COURT ORDERED, Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time and Joinder GRANTED WITHOUT PREJUDICE to Mr. Kennedy's contentions regarding severance. Mr. Kemp to prepare the order. Mr. Koch advised the upcoming hearings on November 18th will need to be reset with the other department. Mr. Kennedy requested the Court stay the order 30 days to give him time to file a writ petition. Mr. Kemp, Mr. Bice, Mr. Hunt, and Mr. Parker argued in opposition to the request for stay. Court directed Mr. Kennedy to seek a stay with Judge Gonzalez. Mr. Kennedy requested Mr. Kemp include that in the order. Court so noted. CLERK'S NOTE: All upcoming hearing dates presently scheduled in Department XIII have been vacated and are to be reset in Department XI. /mk 11/12/19;</p>
11/15/2019	<p> Telephonic Conference (10:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Telephonic Conference at Request of the Court</i> Matter Heard; Journal Entry Details: APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC. Counsel for D H Flamingo did not participate in this call. Law Clerk advised they did not respond to her email. Court noted it has received Judge Denton's order; additionally, the Law Clerk has indicated that Mr. Koch submitted a motion for protective order on OST. Mr. Rulis stated they were the ones that set that deposition and they have sent an amended notice setting the deposition back to December 10 and 11. COURT STATED it will sign the OST on Monday (November 18, 2019) in court. COURT FURTHER NOTED that when the peremptory challenge was filed, it did not appear that the motion to extend was decided in the interim. Mr. Hunt requested that motion be heard on Monday. COURT SO ORDERED. COURT FURTHER NOTED two groups of motions for summary judgment: (1) Nevada Wellness Center's with counter motion; (2) MM Development with counter motion. Mr. Rulis stated they were open to finding a date for those that would not be Monday. COURT STATED it will talk about the scheduling of those motions on Monday then. COURT FURTHER NOTED Mr. Koch's writ to move him to Tier 2. Mr. Koch requested another day that would not be Monday. COURT SO NOTED. COURT FURTHER NOTED DH Flamingo's anti-SLAPP motion. Mr. Koch advised they had circulated a request and the indication was that the motion would be heard at the same time as MM's motion for summary judgment. COURT FURTHER NOTED a motion to file a second amended complaint. Mr. Fetaz advised that was Serenity's motion. COURT ORDERED, MOTION WILL BE HEARD on Monday, November 18. COURT FURTHER NOTED an application for TRO. Mr. Shevorski advised that was Qualcan's. Mr.</p>


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	<p><i>Christiansen advised the motion has been briefed and he would be happy to move it as well. COURT STATED it will discuss scheduling of that motion on Monday as well. Upon Court's inquiry, Mr. Christiansen confirmed he would like another Rule 16 conference in one or two weeks from Monday given the consolidation. COURT STATED it will discuss scheduling the conference on Monday as well. Mr. Smith advised they have a pending motion to intervene. Mr. Parker advised it was previously before Judge Holthus and there was also a motion granted by the discovery commissioner regarding cellphone(s) and information they wanted the State to preserve; there was an Objection to that by the State that was never ruled on. Mr. Miller advised his side also had a pending motion to dismiss which they are also willing to move; it is not an anti-SLAPP motion. COURT NOTED it will discuss scheduling of that motion on Monday Finally, Mr. Puzey advised he is in Reno and requested to appear telephonically on Monday. Court granted the request and directed counsel to arrange it with the Law Clerk. COURT FURTHER DIRECTED anyone to contact Bailey Kennedy and inform them of what transpired today. Mr. Rulis advised that while they were on the call he emailed the firm.;</i></p>
11/18/2019	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 04/03/2020, 05/22/2020 <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Motion for Summary Judgment or for Writ of Mandamus</i></p> <p>Matter Continued; Matter Continued; Granted in Part; Matter Continued; Matter Continued; Granted in Part; Matter Continued; Matter Continued; Granted in Part;</p>
11/18/2019	<p>Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 04/03/2020, 05/22/2020 <i>The Essence Entities' Opposition to MM Development Company Inc's and Livfree Wellness LLC's motion for Summary Judgment or for Writ of Mandamus; and Countermotion for Summary Judgment</i></p> <p>Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard;</p>
11/18/2019	<p>Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 04/03/2020, 05/22/2020 <i>Department of Taxation's Opposition to Motion for Summary Judgment or for Writ of Mandamus and Countermotion for Summary Judgment</i></p> <p>Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard;</p>


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11/18/2019	<p>Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 04/03/2020, 05/22/2020 <i>Lone Mountain Partners, LLC's Opposition To Plaintiffs Motion For Summary Judgment Or For Writ Of Mandamus And Countermotion For Summary Judgment</i></p> <p>Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard; Matter Continued; Matter Continued; Matter Heard;</p>
11/18/2019	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 03/19/2020, 05/22/2020 <i>Lone Mountain Partners LLC's Joinder to the Essence Entities' Opposition to MM Development Company Inc's and Livfree Wellness LLC's Motion for Summary Judgment or for Writ of Mandamus; and Countermotion for Summary Judgment</i></p> <p>Matter Continued; Matter Heard; Matter Continued; Matter Heard;</p>
11/18/2019	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 03/19/2020, 05/22/2020 <i>Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Opposition to Motion for Summary Judgment or for Writ of Mandamus and Countermotion for Summary Judgment</i></p> <p>Matter Continued; Matter Heard; Matter Continued; Matter Heard;</p>
11/18/2019	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 03/19/2020, 05/22/2020 <i>Defendant Intervenor Helping Hands Wellness Center, Inc. s Joinder To Nevada Organic Remedies Opposition To Motion For Summary Judgment, Joinder to Lone Mountain Partners, LLC s Opposition to Motion for Summary Judgment and Countermotion For Summary Judgment, Joinder to Greenmart of Nevada NLV, LLC s Opposition to Motion for Summary Judgment, Joinder to the Essence Entities Opposition to Motion for Summary Judgment, Joinder to State of Nevada Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment</i></p> <p>Matter Continued; Matter Heard; Matter Continued; Matter Heard;</p>
11/18/2019	<p> Petition for Writ of Mandamus (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 12/09/2019 <i>Defendant Intervenor - Application for Writ of Mandamus to Compel State of Nevada Department of Taxation to Move Nevada Organic Remedies LLC into Tier 2 of Successful Conditional License Applicants</i></p> <p>Matter Continued; Denied; Journal Entry Details:</p>

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	<p><i>Following arguments by Mr. Koch, Mr. Shevorski, and Mr. Kemp, COURT ORDERED, petition DENIED because it is procedurally inappropriate. There is another avenue for the relief; the appeal for the injunction is already pending before the Nevada Supreme Court. Court inquired as whether counsel have heard any word on the request for expedited handling. Mr. Koch advised they made that request one month ago and have not heard back. Ms. Shell advised the court did issue an order to show cause which they need to address, and that is due before Christmas. COURT DIRECTED Mr. Shevorski to prepare a procedural order for today.;</i></p> <p>Matter Continued; Denied;</p>
11/18/2019	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to Serenity Plaintiffs' Motion to Extend Initial Expert Initial Expert Witness Deadline on Order Shortening Time (First Request)</i></p> <p>Matter Heard;</p>
11/18/2019	<p>Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs' Motion to Extend Initial Expert Witness Deadline on Order Shortening Time</i></p> <p>Matter Heard; Rule 16 conference set for 12/2/19.</p>
11/18/2019	<p>Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 11/18/2019, 12/02/2019 <i>Plaintiffs/Petitioners/Counter-Defendants D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Special Motion to Dismiss MM Development Company, Inc.'s Counterclaim Pursuant to NRS 41.660 [Anti-SLAPP] and Request for Attorneys' Fees, Costs, and Damages Pursuant to NRS 41.670</i></p> <p>Matter Continued; Denied; Matter Continued; Denied;</p>
11/18/2019	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Wellness Center LLC's Motion for Summary Judgment</i></p> <p>Off Calendar;</p>
11/18/2019	<p>Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment</i></p> <p>Off Calendar;</p>
11/18/2019	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Intervenor Defendant GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment</i></p> <p>Off Calendar;</p>
11/18/2019	<p>Motion for Temporary Restraining Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Qualcan, Plaintiff's Motion for Writ of Mandamus, Temporary Restraining Order, and Preliminary Injunction</i></p>
11/18/2019	<p>Motion for Leave (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs' Motion for Leave to File Second Amended Complaint</i></p> <p>Granted;</p>
11/18/2019	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Matter Heard; Journal Entry Details:</p> <p><i>APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC. Mr. Puzey appeared by telephone. Court noted, as a background, that as Mr. Shevorski previously represented to everyone that the State would essentially give a tolling period for everyone through June, a trial was set in April to make sure there would be a</i></p>

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decision by that date. If anyone has any concerns about the deadline they are to inform the Court. PLAINTIFFS' MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT: Following arguments by Mr. Gentile and Mr. Bice, COURT ORDERED, motion GRANTED. The Plaintiffs are PERMITTED to file the document attached to the Reply. However, this does not preclude anyone from filing motions related to that. Court asked Mr. Dickey about the status of service on the Defendants in his case, which has the most Defendants. Mr. Dickey advised he believes service has been effectuated on all of them but they are still awaiting responses from many. PLAINTIFFS' MOTION TO EXTEND INITIAL EXPERT WITNESS DEADLINE ON ORDER SHORTENING TIME...JOINDER TO SERENITY PLAINTIFFS' MOTION TO EXTEND INITIAL EXPERT WITNESS DEADLINE ON ORDER SHORTENING TIME (FIRST REQUEST): Arguments by Mr. Gentile, Mr. Bice. COURT ORDERED, motion GRANTED. NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT... DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT: Mr. Parker advised that he had filed a motion for summary judgment. Court noted this was a motion filed on November 5th. Mr. Parker continued, Mr. Bice filed an objection, and Mr. Shell filed a joinder to the opposition; their thought was to add the purported winners to their Complaint, so perhaps instead of that motion going forward, they will file a motion to amend. There being no objection, COURT ORDERED, Mr. Parker's request to amend is GRANTED, as well Mr. Bult's, Mr. Kemp's, Mr. Christiansen's, Mr. Miller's, and Mr. Puzey's requests to AMEND. Everyone present who is a Plaintiff, their request to amend is GRANTED. COURT ORDERED, Rule 16 conference SET for December 2, 2019. Court directed Mr. Dickey to communicate this to all who contacted his office. COURT ORDERED, Mr. Koch's motion for protective order on OST set for December 2, 2019. QUALCAN, PLAINTIFF'S MOTION FOR WRIT OF MANDAMUS, TEMPORARY RESTRAINING ORDER, AND PRELIMINARY INJUNCTION: Mr. Shevorski advised that Mr. Christiansen has a petition for mandamus that is fully briefed. Mr. Christiansen advised that perhaps he would skip a step and also be allowed to amend. COURT GRANTED the request. NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS: Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019. DP HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019): Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019. PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670: Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019. DEFENDANT INTERVENOR - APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES LLC INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS: Per counsel's request, COURT ORDERED, hearing SET for December 9, 2019. MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF

CASE SUMMARY

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NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT: Mr. Kemp advised this is the issue related to the graders, there are some graders' depositions to be taken and requested MM's motion for summary judgment be CONTINUED to January 13, 2020. COURT SO ORDERED. Mr. Kemp further advised they would like to file a motion for protective order regarding Rino Tenorio whose deposition is set for the 5th. COURT ORDERED, the OST when submitted will be SET for December 2, 2019 at 9 am. Per counsel's request, COURT FURTHER ORDERED, the Essence Entities' motion to intervene set for November 22, 2019 in chambers is OFF CALENDAR; however, Clear River's motion will REMAIN on December 16, 2019. FINALLY, COURT ORDERED, the caption of this case will be In re: D.O.T. and, it is the Court's understanding from Judge Bell that the ETW case (A-19-787004-B) is the LEAD CASE, even though it is not the lowest case number. Colloquy regarding outstanding order on dissolution from October which has been circulated. Court noted the Law Clerk will pull it and the Court will sign it. 12-2-19 9:00 AM MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO NEVADA ORGANICS' MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ...DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ...DP HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019)... ...NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS... ...PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670 ...MANDATORY RULE 16 CONFERENCE 12-9-19 9:00 AM DEFENDANT INTERVENOR - APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES LLC INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS 12-16-19 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION... ...JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION... ...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION JOINDER TO VARIOUS MOTIONS TO DISMISS D.H. FLAMINGO'S FIRST AMENDED COMPLAINT... ...HELPING HANDS WELLNESS CENTER, INC.'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT, AND JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ...DEFENDANT GREENMART OF NEVADA NLV LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ...COMMERCE PARK MEDICAL L.L.C. AND CHEYENNE MEDICAL CENTER, INC'S MOTION AND JOINDER TO GREENMART NEVADA NLV'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ...LONE MOUNTAIN PARTNERS, LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ...CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT 1-13-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND

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COUNTERMOTION FOR SUMMARY JUDGMENT... ... DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT;

11/22/2019	CANCELED Motion to Intervene (3:00 AM) (Judicial Officer: Denton, Mark R.) <i>Vacated</i> <i>The Essence Entities' Motion to Intervene as Defendants</i>
12/02/2019	Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i> Granted in Part;
12/02/2019	Mandatory Rule 16 Conference (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard;
12/02/2019	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>DP Holdings and Compassionate Team of Las Vegas, LLC's Motion to Dismiss (filed in A787035 on October 1, 2019)</i> Granted Without Prejudice;
12/02/2019	Objection to Discovery Commissioner's Report (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Wellness Center's Motion for Hearing on Objection to Discovery Commissioner's Report & Recommendations</i> Over Ruled;
12/02/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Essence Entities' Joinder to Defendant-Intervenor/Couterclaimant Nevada Organic Remedies LLC's Motion for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i> Matter Heard;
12/02/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Greenmart of Nevada NLV LLC's Joinder to Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i> Matter Heard;
12/02/2019	Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff/Counter Defendants Motion for Protective Order Regarding Rino Tenorio</i> Granted;
12/02/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners LLC's Joinder to Nevada Organics' Motion on Order Shortening Time for Protective Order Regarding Scope of Inquiry at Deposition of Danette Kluever</i> Matter Heard;
12/02/2019	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>APPEARANCES CONTINUED: Ms. Michelle Miller, Managing Member of Miller Farms; Attorney Robert Warns for Rino Tenorio. Ms. Miller, Mr. Puzey, Ms. Shell, and Mr. Funk appeared by telephone. Following arguments by counsel, COURT ORDERED as follows: MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO NEVADA ORGANICS' MOTION ON ORDER</i>

CASE SUMMARY

CASE No. A-19-787004-B

SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ..ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER... ..DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER: Motion GRANTED IN PART. Deposition limited to one day, with the following scope: training and guidelines provided by the Department to the temporary employees who do fall under the discretionary function, their experience, their interaction with any other employees of D.O.T. and any others related to the grading and application process. Court GRANTS limited inquiry into the mathematical errors and limited inquiry into the subjective issue.

PLAINTIFF/COUNTER DEFENDANTS MOTION FOR PROTECTIVE ORDER REGARDING RINO TENORIO: For purposes of the deposition, motion GRANTED. NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS: Objection OVER RULED.

PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670: Motion DENIED. The issues of the statement being made and the knowledge at the time the statement was made are issue that need some discretionary judgment as opposed to accepting anyone's word at their deposition. The counter claim will be limited to statements made at the Governor's Inaugural Ball but not to any of the other communications with law enforcement or administrative agencies; they are to either be stricken or an amendment is to be done to delete those. Mr. Kennedy requested the order say "stricken". COURT SO ORDERED. DP

HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019): Motion GRANTED WITHOUT PREJUDICE for Mr. Kennedy to amend if he needs to. MANDATORY RULE 16 CONFERENCE: Court noted it anticipates having a decision prior to the conditions being met in June and inquired about the status of discovery. Mr. Kemp advised MM has taken the lead and detailed the schedule of upcoming depositions. Mr. Parker noted they are also interested in the records to be extracted from the phones. Mr. Miller advised his side is in alignment with the timeline and that they have two experts. Mr. Bult advised discovery on all successful applicants was served 4 to 5 weeks ago. Mr. Rose advised D H Flamingo did not serve the Defendants they named and then coordination happened; he is just concerned about now being named in this case. Mr. Prince requested a March rebuttal disclosure deadline. Mr. Holmes advised they were named in the DH Flamingo case, but are pretty small fish. COURT ORDERED, anyone who has not made initial disclosures needs to make them in 2 weeks if they decide to participate. Mr. Gamble requested prior discovery. COURT FURTHER ORDERED, discovery be made available immediately to newly appearing parties, including discovery from the evidentiary hearing. Court noted the transcripts are filed in A786962. COURT ORDERED as follows: Initial expert disclosures where a party bears the burden of proof DUE by January 17, 2020; Rebuttal expert disclosures where a party does not bear the burden of proof DUE by February 14, 2020; Discovery cut-off SET for and dispositive motions and motions in limine TO BE FILED by March 13, 2020. The April 20, 2020 trial date (previously set in A786962) will STAND. New trial setting order will ISSUE. COURT FURTHER DIRECTED that discovery responses be produced to newly participating parties if they desire it, and that it may be appropriate to set up an electronic depository subject to the current protective order because of the confidential nature of much of the applications. If the parties have any questions, the Court is available to address them via conference call.;

12/16/2019	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Motion to Dismiss Plaintiffs' First Amended Complaint and Petition for Judicial Review and/or Writ of Certiorari, Mandamus, and Prohibition</i> Denied;
12/16/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Plaintiffs' First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition</i> Matter Heard;
12/16/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Motion Joinder to Various Motions to Dismiss D.H. Flamingo's First Amended Complaint</i>

CASE SUMMARY

CASE NO. A-19-787004-B

	Matter Heard;
12/16/2019	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Greenmart of Nevada NLV LLC's Motion to Dismiss First Amended Complaint</i> Denied;
12/16/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Helping Hands Wellness Center, Inc.'s Motion and Joinder to Lone Mountain Partners, LLC's Motion to Dismiss First Amended Complaint, and Joinder to Clear River LLC's Motion to Dismiss First Amended Complaint</i> Matter Heard;
12/16/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Commerce Park Medical L.L.C. and Cheyenne Medical Center, Inc's Motion and Joinder to Greenmart Nevada NLV's Motion to Dismiss First Amended Complaint</i> Matter Heard;
12/16/2019	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC s Joinder To Greenmart Of Nevada NLV LLC s Motion To Dismiss First Amended Complaint</i> Matter Heard;
12/16/2019	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River LLC's Motion to Dismiss First Amended Complaint</i> Denied;
12/16/2019	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION JOINDER TO VARIOUS MOTIONS TO DISMISS D.H. FLAMINGO'S FIRST AMENDED COMPLAINT... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION... ..JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION... ..DEFENDANT GREENMART OF NEVADA NLV LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ..HELPING HANDS WELLNESS CENTER, INC.'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT, AND JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ..COMMERCE PARK MEDICAL L.L.C. AND CHEYENNE MEDICAL CENTER, INC'S MOTION AND JOINDER TO GREENMART NEVADA NLV'S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ..LONE MOUNTAIN PARTNERS, LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S MOTION TO DISMISS FIRST AMENDED COMPLAINT... ..CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms LLC; Attorney Christopher Rose for Wellness Connection of Nevada LLC; Attorney John Savage, counsel for the Receiver Dotan Melech in CWNevada. Mr. Puzey appeared by telephone. Court addressing Mr. Rulis advised that the Court will not sign stipulations that were signed by only two parties, that is, the stipulation between MM and the State extending a STAY of the Order Granting Plaintiffs' Motion to Preserve and/or Immediately Turn Over Relevant Electronically Stored Information from Department of Taxation's Employee's Cell Phone on Order Shortening Time and Granting Department of Taxation's Oral Motion for Stay of Preservation Order. Mr. Parker asked to review the document, noted his concern, and then withdrew his concern. There being no objection by all other parties, Court signed the stipulation and order in open court and returned it to Mr. Rulis for filing. Following arguments by Mr. Graf, Ms. Shell, Mr. Hone, and Mr. Dickey, COURT ORDERED, with the exception of the issue related to the rejection of the appeal with the Tax Commission, all issues were covered in the order entered on November 7, 2019, so the issue is DENIED on the same basis. Mr. Hunt inquired about the notice of appointment of receiver. COURT ORDERED this case is not being stayed. Mr. Prince advised they started Mr. Tenorio's deposition on December 5th and it went well over 5 hours; 3 counsel asked questions; they have unilaterally noticed the deposition for Friday, December 20th; he filed a motion for protective order to move the</i>

CASE SUMMARY

CASE No. A-19-787004-B

deposition because he has pre-scheduled mediation and Mr. Gutierrez is in trial; in addition, they have a duration issue -- the 7 hours was waived, but they already went 5 hours and only 3 people asked questions. Court stated Mr. Tenorio's counsel is not here today and advised that it has every morning this week free. Court directed counsel to reach out to Mr. Tenorio's counsel. Mr. Rulis advised Mr. Tenorio's counsel offered the 17th, 19th, and 20th, but he will contact counsel just the same. Court stated that when the OST gets here it will be set for Wednesday and advanced to Tuesday. Ms. Shell further expressed her concern about having 3 to 4 protective orders to date in this case and that she thinks they need to talk about a more global, rather than piecemeal, protective order. Mr. Fetaz advised he circulated a draft on Friday and has the OST. COURT signed the OST in open court, setting the motion for Wednesday, December 19, and returned the OST for filing. The OST will be discussed tomorrow, December 17. Finally, Mr. Parker advised they are only adding to their complaint the conditionally approved applicants as opposed to everyone named in the D H Flamingo case. COURT NOTED that is the Court's interpretation of what the requirement is. 12-17-19 9:00 AM HEARING ON MOTION(S) ON OST SET FOR December 18, 2019 12-20-19 CHAMBERS GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C] 1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS... ...HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ...DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

12/17/2019	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion for Entry of Confidentiality Agreement and Protective Order on Order Shortening Time</i> Granted;
12/17/2019	Hearing (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

CASE SUMMARY

CASE NO. A-19-787004-B

Hearing on Motion(s) on OST set for December 18, 2019

Matter Heard;

12/17/2019



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

HEARING ON MOTION(S) ON OST SET FOR December 18, 2019...MOTION FOR ENTRY OF CONFIDENTIALITY AGREEMENT AND PROTECTIVE ORDER ON ORDER SHORTENING TIME [ADVANCED] APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC and Attorney Robert Warns for Rino Tenorio. Mr. Ayers, Mr. Kahn, and Mr. Koch appeared by telephone. MOTION FOR ENTRY OF CONFIDENTIALITY AGREEMENT AND PROTECTIVE ORDER ON ORDER SHORTENING TIME: There being no objection, COURT ORDERED, Motion for Entry of Confidentiality Agreement and Protective Order ADVANCED from December 18, 2019. Ms. Shell stated her concern regarding the definition of confidential information, as she felt it was too specific; for instance, she believes that home addresses are not technically confidential information and that they are actually public record. COURT NOTED that in its reading of the definition of confidential information in paragraph 6, it does not appear to include information which would typically not be included under trade secret issues, so while they may be covered under highly confidential information there may be a level of documents that would fall within arguably trade secret, customer records, that would also fall within that category, that the Court would typically see in a business court case. Mr. Fetaz stated they can adjust paragraph 6 accordingly. Mr. Smith noted his concern regarding paragraph 14 which references Manpower; he simply wants to make sure that this does not waive objections related to that inquiry. Court concurred, further noting that this protective order is for the entire case. COURT ORDERED, with the adjustment to definition of confidential information the stipulated protective order is APPROVED. RINO TENORIO'S DEPOSITION: Mr. Prince advised it is scheduled to resume on Friday December 20th; Mr. Tenorio is a lightning rod and a critical witness; however, neither himself nor Mr. Gutierrez is available to attend. Mr. Prince detailed their schedule and noted his concern regarding the duration of the deposition and that Mr. Tenorio turned over documents to his personal counsel, Mr. Sgro; once they receive those documents they want to have a meaningful discussion with Mr. Tenorio; it is his request that the Court grant protection and move the date of the deposition, probably after the first of the year, and extend the duration to up to 4 hours as they have only done 5 and a half hours and only 3 attorneys have asked questions; they would like the documents before resuming the deposition. Mr. Warns responded that he did not get a 2.34 on this issue and did not get served with a copy of the motion until yesterday; Mr. Tenorio would like his deposition to conclude as soon as possible; he would oppose extending beyond the 7-hour cap, certainly not another day; with regards to the documents, he has requested a copy of documents filed by counsel but he was informed last week that they would not be provided absent a subpoena. COURT ORDERED, the deposition that is scheduled on Friday is VACATED. Counsel to work on the document issue with former counsel. However, the Court is a little concerned about the duration. Mr. Rulis advised they have subpoenaed the documents; to the extent it is prior counsel he will be happy to forward the subpoena today. Colloquy regarding documents. CONFERENCE AT BENCH. COURT ORDERED, matter SET for status check on the documents on February 20, 2019 at 9 am. Counsel to invite Mr. Sgro to attend. Mr. Koch to circulate a call-in number for everyone intending to appear by telephone. With regards to Mr. Tenorio's phone, the Court will let the parties follow up on the text messages. Upon the Court's inquiry, all parties STIPULATED not to have the bench conference transcribed. 12-20-19 CHAMBERS GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C] 12-20-19 9:00 AM STATUS CHECK: RINO TENORIO DOCUMENTS 1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR

CASE SUMMARY

CASE No. A-19-787004-B

SUMMARY JUDGMENT... ..WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS... ..HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE MOUNAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ..DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 1-27-20 9:00 AM OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

12/20/2019



Motion (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

12/20/2019, 01/06/2020

Green Life Productions, LLC's Motion to Realign as Plaintiffs/Petitioners [E-Filed Into Sub Case A-19-787035-C]

Hearing Set;

Granted;

Hearing Set;

Granted;

Journal Entry Details:

COURT ORDERED, the motion to realign filed in A-19-787035-C on November 15, 2019 is CONTINUED to the oral calendar on Monday, January 6, 2020. 1-6-20 9:00 AM GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C] 1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS... ..HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE

CASE SUMMARY

CASE No. A-19-787004-B

MOUNAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...
 ...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO
 LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED
 COMPLAINT... ..DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND
 TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET
 BRIEFING SCHEDULE... ..DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO
 THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET
 BRIEFING SCHEDULE... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE
 WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
 MANDAMUS... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND
 AMENDED COMPLAINT... ..THE ESSENCE ENTITIES' OPPOSITION TO MM
 DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR
 SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR
 SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION
 FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION
 FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO
 PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS
 AND COUNTERMOTION FOR SUMMARY JUDGMENT 1-27-20 9:00 AM OBJECTIONS TO
 THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR &
 CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF
 DISCOVERY... ..ESSENCE ENTITIES' JOINDER TO DEFENDANT-
 INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S
 OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS
 OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING
 SCOPE OF INQUIRY DISCOVERY ...PLAINTIFFS' MOTION FOR PROTECTIVE ORDER
 AND OBJECTIONS TO SUBPOENAS DUCES TECUM 3-16-20 9:00 AM STATUS CHECK:
 TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM
 CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

12/20/2019



Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: Rino Tenorio Documents

Matter Heard;

Journal Entry Details:

Court noted there was a motion for protective order delivered. Mr. Warns advised he was copied on a letter that Mr. Rulis sent to Mr. Scrow's office on Tuesday indicating they would need to produce the documents to his office. Further, it was suggested that if they did not produce the documents then the Court would require their presence to explain. Moreover, he received an e-mail the next day noting that a thumb drive was being prepared. Yesterday he received a thumb drive with documents; however, he would time to review for privilege and relevance. Upon Court's inquiry, Mr. Warns requested three weeks. COURT advised Mr. Prince the deposition would not resume until the documents were produced, possibly by January 8th. Mr. Prince indicated that was fine. Court further noted counsel would work out a time for the deponent to appear and complete the deposition. Mr. Prince stated new documents may be presented that they had not seen before and that may result in additional questioning. Court directed counsel to discuss a date and the duration. Mr. Fetaz stated there was an issue regarding whether the State reviewed the applications submitted for completeness. They were attempting to address that issue through discovery. Furthermore, certain intervenor defendants' applications were produced as part of the hearing. The focus of the hearing was limited to adversity and ownership issue. The completeness issue expands beyond that. Court noted it would be better to work out the issue as to what was still believed to be confidential. Court further noted if the matter could not be resolved that it would be addressed by motion practice.;

12/20/2019

CANCELED All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - Set in Error

01/06/2020

CANCELED Status Check: Trial Readiness (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated

01/06/2020

Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Defendant Rural Remedies, LLC'S Motion for Pre-Trial Conference and Order Shortening Time

Granted;

CASE SUMMARY

CASE NO. A-19-787004-B

01/06/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Granted;

Journal Entry Details:

GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]...DEFENDANT RURAL REMEDIES, LLC'S MOTION FOR PRE-TRIAL CONFERENCE AND ORDER SHORTENING TIME APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms, LLC; Attorney Christopher Rose for Wellness Connection of Nevada, LLC. GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]: There being no objection, COURT ORDERED, motion GRANTED. Counsel is FURTHER DIRECTED to file a complaint in intervention in the D H Flamingo case. Mr. Holmes requested one week to do so. COURT SO ORDERED. Court FURTHER NOTED that anyone who wishes to realign must do so within 2 weeks. Mr. Prince to prepare the order and run it by counsel prior to submission. Court CLARIFIED that the 2 weeks is from the notice of entry of the order for the complaint in intervention or a realignment, if anyone chooses to do one. DEFENDANT RURAL REMEDIES, LLC'S MOTION FOR PRE-TRIAL CONFERENCE AND ORDER SHORTENING TIME: Mr. Gamble argued in support of the instant motion. Court noted it needs a trial protocol. Argument by Mr. Prince. Argument by Mr. Rose stating that the Plaintiffs have not named all of the applicants and that he simply wants to make sure there is no one hanging out there. Mr. Dickey advised they have heard from Defendants who did not want to participate, have aggregated their information, and will be filing a motion to dismiss them voluntarily. Mr. Price suggested that counsel file a status report. Mr. Parker advised he is also concerned about the 10-deposition limit; he and Mr. Prince agreed 7 hours is not enough and they would request more than 10 depositions; if necessary, they can cross the bridge when they get there in terms of the amount of time; he believes they have identified 18 total, 18 on top of the 8 or 9, depositions, for their side. There being no objection to Plaintiffs' request and to the order being reciprocal, the COURT GRANTS NOT TO EXCEED 30 DEPOSITIONS PER SIDE, including those already noticed and taken, not including experts. If the parties are able to agree to time limitations for each deponent after speaking to each other the Court will be happy to speak with the parties about it. Mr. Parker further advised they will also be filing a motion to compel regarding the impasse on the issue of the phones of the graders. COURT DIRECTED counsel to file that motion on OST. Per counsel's request and there being no objection, COURT FURTHER ORDERED, the MM Development group of the motion for summary judgment, related opposition / counter motion, and any related motions to seal/redact is MOVED to Monday, February 24 at 9 am. COURT FURTHER ORDERED, a DRAFT TRIAL PROTOCOL be submitted by Friday, January 10 at NOON so it can be discussed on Monday, January 13. The draft trial protocol will include issues to be tried, the order in which they will be tried, allocation of time for the issues, and to see whether the case needs to be moved to the May stack, issues regarding exhibits, whether to admit all to apply to all segments, whether witness testimony will be duplicated or whether witnesses will be recalled. The Court will ask the Judicial Executive Assistant to email a copy of the trial protocol in the CityCenter case. Upon Mr. Schwarz's request, COURT NOTED Serenity's motion is scheduled for January 13 and will remain there.;

01/13/2020

Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

Denied;

01/13/2020

Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Defendant's Motion to Extend Time to Respond to the Serenity Plaintiff's Second Amended Complaint and Motion to Set Briefing Schedule

Moot;

01/13/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Wellness Connection of Nevada, LLC's Motion and Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

Matter Heard;

01/13/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint

Matter Heard;

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01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant, Clear River, LLC's Joinder to Loan Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>The Essence Entities' Joinder to Lone Mountain Partners, LLC's Motion to Dismiss</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Helping Hands Wellness Center, Inc.'s Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant-Intervenor, Nevada Organic Remedies, LLC's Joinder to Lone Mountain Partners, LLC's Motion to Dismiss Second Amended Complaint</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Motion to Extend Time to Respond to Second Amended Complaint and Motion to Set Briefing Schedule</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Serenity Plaintiffs' Joinder to Motion to Extend Time To Respond to the Serenity Plaintiffs' Second Amended Complaint and Motion to Set Briefing Schedule</i> Matter Heard;
01/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Essence Entitie's Motion to Extend Time to Respond to the Serenity Plaintiffs' Second Amended Complaint and Motion to Set Briefing Schedule</i> Matter Heard;
01/13/2020	Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Bailey Kennedy's Motion to Withdraw as Counsel for Plaintiffs/Petitioners Clark Natural Medicinal Solutions LLC, Nye Natural Medical Solutions LLC, and Clark NMSD LLC on Order Shortening Time</i> Granted;
01/13/2020	Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 01/13/2020, 01/17/2020 <i>Nevada Wellness Center, LLC's Motion to Compel on an Order Shortening Time</i> Matter Continued; Denied Without Prejudice; Matter Continued; Denied Without Prejudice;
01/13/2020	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms LLC; Attorney Christopher Rose for Wellness Connection of Nevada LLC; Attorney John Savage for Receiver Dotan Melech in CWNevada; Attorney Robert Warns for Rino Tenorio. Mr. Gamble and Ms. Lovelock appeared by telephone. LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LOAN MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS,

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LLC'S MOTION TO DISMISS... ..HELPING HANDS WELLNESS CENTER, INC., 'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT... ..DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT: Following arguments by Mr. Hone and Mr. Gentile, COURT ORDERED, the issue is now more creatively pled than it was previously; it does not fall squarely within the Malfitano case. For that reason, the motion to dismiss it DENIED at this time, but it may be subject to additional motion practice as the parties are near the time of trial. NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME: Following arguments by Mr. Parker and Mr. Shevorski, COURT ORDERED, the State is ORDERED to obtain the information from the cellphones to extract the data, make a determination with the agents whether there is any personal or private information that needs to be protected; after that determination is made, have a review done on any relevant information and communications with other employees of the Department of Taxation be produced, sort of what was done with the actual employees. COURT addressing the State NOTED it needs a written order to be entered before a stay. Regarding Mr. Parker's request that the Court review the privilege log which is part of his motion to compel, Mr. Shevorski advised it has something to do with communications that are pre-regulation that the State submits are protected. Court noted it does not have a privilege log. Mr. Parker advised they will submit the log, and Mr. Shevorski added that they will also make a supplemental production and referred the Court to a footnote in the State's brief. Court noted it has not seen the State's brief then. Mr. Shevorski advised it was filed on Friday, to which Mr. Parker responded he saw it on Saturday, and Mr. Shevorski apologized to the Court and rested on the briefing. COURT ORDERED, motion to compel CONTINUED to January 17, 2020 in chambers. BAILEY KENNEDY'S MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFFS/PETITIONERS CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICAL SOLUTIONS LLC, AND CLARK NMSD LLC ON ORDER SHORTENING TIME: No questions. Mr. Dickey advised they will submit an order. COURT ORDERED, motion GRANTED. DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ..DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ..SERENITY PLAINTIFFS' JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE: Based on counsel's representation, motion is MOOT. ~ Mr. Koch advised the State sent down an order for their petition for mandamus and asked if they could get it back today. Court noted it depends on the trial with Mr. Gutierrez, but they will do their best. Mr. Tenorio advised he is here regarding the rescheduling of the deposition of Mr. Tenorio and the amount of time for that. Mr. Rulis advised they are waiting on a production; Mr. Warns sent him a production on Wednesday night, and they had some issues getting it from the Dropbox, so they are getting it by flash drive from him today, and then they will turn around and produce to everybody. Mr. Prince added that he thinks everyone needs to see the documents, and people with additional questions may impact duration. Upon Court's inquiry, Mr. Prince advised they have not picked a day for the depo and yes, they will need a full day even with no new documents. COURT ORDERED, matter SET for status check on Mr. Tenorio's deposition on January 17, 2020 in chambers. 1-17-20 CHAMBERS NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION 1-27-20 9:00 AM ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ..SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER... ..PLAINTIFFS MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ..OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY... ..APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS 2-3-20 9:00 AM DH FLAMINGO'S MOTION TO REDACT

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PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME 2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

01/17/2020



Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

01/17/2020, 01/31/2020, 02/07/2020

Status Check: Rino Tenorio's Deposition

Matter Continued;

Hearing Set;

Matter Heard;

Matter Continued;

Hearing Set;

Matter Heard;

Journal Entry Details:

COURT NOTED no update on Rino Tenorio's deposition, ORDERED, matter CONTINUED to Friday, February 7, 2020 at 9 am. 2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION 2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME 2-28-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY

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JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 2-3-20;

Matter Continued;
Hearing Set;
Matter Heard;

01/17/2020



All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order - No Hearing Held;

Journal Entry Details:

STATUS CHECK: RINO TENORIO'S DEPOSITION...NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME RINO TENORIO'S DEPOSITION: COURT NOTED no update provided, ORDERED, status check CONTINUED for 2 weeks (January 31, 2020 in chambers). NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME: The Court has again reviewed Nevada Wellness motion to compel, the opposition, and a larger version of the privilege log (MARKED as Court's Exhibit 1). Based upon the information contained in the briefing, the motion as to the deliberative process privilege is DENIED WITHOUT PREJUDICE to renew the motion related to particular documents and the claim that an overriding need for the particular document exists. 1-27-20 9:00 AM APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS... ..PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ..OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY... ..ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY ...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM 1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION 2-3-20 9:00 AM DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME 2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF

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MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 1-21-20;

01/24/2020 **Motion for Protective Order** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Events: 01/23/2020 Motion for Protective Order
Department of Taxation's Motion for Protective Order on Order Shortening Time
Granted in Part;

01/24/2020 **Motion for Protective Order** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Events: 01/23/2020 Motion for Protective Order
Department of Taxation's Motion for Protective Order on Order Shortening Time
Granted in Part;

01/24/2020 **CANCELED Motion for Protective Order** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated - Duplicate Entry
Department of Taxation's Motion for Protective Order on Order Shortening Time

01/24/2020 **CANCELED Motion for Protective Order** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated - Duplicate Entry
Department of Taxation's Motion for Protective Order on Order Shortening Time

01/24/2020  **All Pending Motions** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;
Journal Entry Details:

DEPARTMENT OF TAXATION'S MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...DEPARTMENT OF TAXATION'S MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada, LLC Mr. Bult. Mr. Dickey, Mr. Gamble, Mr. Gutierrez, Mr. Hone, Mr. Kahn, and Mr. Prince appeared by telephone. Court inquired as to whose depositions have been noticed and are coming up. Mr. Shevorski advised those would be the depositions of Kelly Jesse, Ms. Contine, Richard Elloyan, Christina Banaszak, and Duane Lemons. Mr. Rulis detailed other depositions scheduled for the 28th, 30th, and 31st. Mr. Shevorski added Damon Hernandez's deposition is on the 11th and 12th. With regards to Essence's 30(b)(6), Mr. Smith advised that deposition has been noticed but they filed a motion for protective order. Court inquired of Mr. Shevorski if the State intends to defend any of the depositions. Mr. Shevorski stated they intend to defend Cronkite and Hernandez, and confirmed the State does not intend to defend Manpower and Quantum Mark. Following arguments by Mr. Shevorski, Mr. Hunt, and Mr. Parker, COURT ORDERED, the 30(b)(6) of the Sate will go the week before the depositions of Hernandez and Cronkite, unless the 30(b)(6) can be sandwiched on the 10th. The State will provide the 6 graders and the current employees; former / separated employees and Quantum Mark employees will need to be subpoenaed. Judicial Executive Assistant requested one person be designated to provide call-in information for these hearings. Counsel nominated Mr. Kahn, and Mr. Kahn accepted. 1-27-20 9:00 AM APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS... ..PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ..OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY... ..ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY ...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...

CASE SUMMARY


CASE No. A-19-787004-B

...DEPARTMENT OF TAXATION'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE... ...GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE... ...DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE... ...DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME... ...MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON ORDER SHORTENING TIME 1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION 2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...PLAINTIFFS/PETITIONERS MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

01/27/2020	<p>Petition for Writ of Mandamus (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Application For Writ Of Mandamus To Compel State Of Nevada, Department Of Taxation To Move Helping Hands Wellness Center, Inc., Into Tier 2 Of Successful Conditional License Applicants</i> Denied;</p>
01/27/2020	<p>Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Objections to the Subpoena Duces Tecum to the Custodian of Records of Connor & Connor, PLLC and Motion for Protective Order Regarding Scope of Discovery</i> Granted in Part;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Essence Entities' Joinder To Defendant-Intervenor/Counterclaimant Nevada Organic Remedies, LLC's Objections to the Subpoena Duces Tecum to the Custodian of Records of Connor & Connor, PLLC and Motion For Protective Order Regarding Scope Of Inquiry</i> Discovery Matter Heard;</p>
01/27/2020	<p>Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs Motion for Protective Order and Objections to Subpoenas Duces Tecum</i> Granted in Part;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p>

CASE SUMMARY

CASE NO. A-19-787004-B

	<p><i>Thrive's Joinder to Essence Entities' Motion for Protective Order and Objections to Subpoenas Duces Tecum</i> Matter Heard;</p>
01/27/2020	<p>Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>DH Flamingo's Motion to Redact Portions of Its Opposition to Nevada Organic Remedies' Motion for Protective Order Regarding Scope of Discovery and Essence's Motion for Protective Order and to Seal Exhibits 4 and 5 to the Same</i> Granted;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Serenity Plaintiffs' Joinder to D.H. Plaintiffs' and Nevada Wellness Center, LLC's Oppositions to Nevada Organic Remedies, LLC's Motion for Protective Order Regarding Scope of Discovery and the Essence Entities' Motion for Protective Order</i> Matter Heard;</p>
01/27/2020	<p>Motion for Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant-Intervenor Nevada Organic Remedies, LLC's Motion on Oder Shortening Time for Order Setting Settlement Conference</i> Denied;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Nevada Organic Remedies, LLC's Motion on Order Shortening Time for Order Setting Settlement Conference</i> Matter Heard;</p>
01/27/2020	<p>Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion for Protective Order Regarding NRCP 30(b)(6) Deposition Notices of Essence on an Order Shortening Time</i> Granted in Part;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Greenmart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Motion on Order Shortening Time for Order Setting Settlement Conference</i> Matter Heard;</p>
01/27/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Helping Hands Wellness Center, Inc.'s Joinder to Nevada Organic Remedies, LLC's Motion for Mandatory Settlement Conference</i> Matter Heard;</p>
01/27/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC. Mr. Williamson and Ms. Lovelock, and Mr. Parker partially, appeared by telephone. DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE... ...DEPARTMENT OF TAXATION'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE... ...GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE: Mr. Koch argued in support of the motion. Court inquired as to how the State would be able to participate, as a practical matter. Mr. Shevorski stated the State will have its decision makers there. Mr. Kemp advised there is no way they can get a global settlement; there are 120 people minus those who dropped out to sign an agreement; everyone is empowered, and every claimant can come in and hold up the whole thing; the Plaintiffs vehemently oppose as this is not a realistic endeavor. Reply by Mr. Koch and joinder by Mr. Hunt to Mr. Kemp's argument. Mr. Kahn argued this would be in an organized fashion for the settlement to be presented and for everyone to weigh in on the resolution, and this would be a confined venue and forum. COURT ORDERED, while it appreciates the State's willingness to participate, the Court will NOT ORDER a settlement conference given the objections that have been made. MOTION FOR PROTECTIVE ORDER</i></p>

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REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME... ...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ...PLAINTIFFS MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM... ...OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY... ...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY... ...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER: Following arguments by Mr. Bice, Mr. Koch, Mr. Dickey, and Mr. Hunt, COURT ORDERED, the statute protects the Department of Taxation and the State of Nevada from disclosing information, but it does not make the information privileged when it is in the possession of another party; the confidentiality provisions are adequately protected by the parties' protective orders that have been entered into; however, some requests are overbroad and are therefore not relevant for purposes of discovery in this limited proceeding. The Court is GRANTING the protective order on the issues related to the membership purchase agreements, employee hiring and employee resignations, profitability, and value issues and also GRANTING it on the support for public filings; so, counsel can ask questions about public filings that have been made, but the supportive and back-up information for those are protected; counsel can also ask questions about inspections of Nevada operations, compliance issues with Nevada operations, and incident reports submitted to the Dept of Taxation for NV operations; counsel can ask questions about changing locations but not about business strategies for changing locations or market shares. In addition, any communications or offers of employment of current or former D.O.T. employees are fair game; change in ownership forms are limited to change in ownership forms and any information submitted to the Department of Taxation as opposed to the underlying back-up information. APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS: Arguments by Mr. Kahn, Mr. Shevorski, Mr. Rulis, and Mr. Kahn. COURT ORDERED, documents provided by Mr. Kahn MARKED collectively as Court's Exhibit 1 for today. (See worksheet.) COURT ORDERED, motion DENIED because this is a discretionary act by the State. DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME: COURT ORDERED, motion GRANTED because it includes commercially sensitive information. There being no objection, COURT ORDERED, all matters currently scheduled on Monday, February 24 RESET on Friday, February 28, 2020 at 9 am. All In re D.O.T. Litigation matters will now be heard on Fridays at 9 am. Court further noted the Nevada Supreme Court has issued an order to show cause about the Findings of Fact and Conclusions of Law and that it does not seem to apply to this Court but to the parties. Mr. Fetaz advised they will bring a motion to try to remedy the issue. 1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION 2-28-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...PLAINTIFFS/PETITIONERS MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...THE ESSENCE ENTITIES'

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CASE NO. A-19-787004-B

OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

02/04/2020



Telephonic Conference (11:36 AM) (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference re: Issue at the 30(b)(6) Deposition of the Department of Taxation Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Counsel (inaudible) for Wellness Connection of Nevada LLC and Thrive, respectively. Mr. Smith advised one of the Essence entities' applications was marked as an exhibit. Court reporter read the question into the record. Mr. Smith argued his objection relates to the Court's prior ruling and that it is inappropriate for the Plaintiffs to swipe certain applications under the deponent's noses and opine on the accuracy; in addition, it is beyond the scope of the 30(b)(6). Mr. Dzarnoski read the question regarding the scoring process, address of proposed marijuana establishment, topic no. 13, and that counsel has suggested a protective order that covers this. Court noted Ms. Danette Kluever was a grader. COURT noted the 30(b)(6) deponent is not the grader but a representative of the D.O.T., asked Mr. Smith why he thinks the protective order applies, and ORDERED, OBJECTION OVERRULED; this is not similar to the analysis of whether the grader would change the grade; this is the D.O.T. making the independent determination as to whether this is the address the applicant will do business at. Mr. Smith advised a question about complying with statutory requirements is coming. Court noted that question is okay. 2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION 2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME 2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

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02/04/2020

**Telephonic Conference** (2:24 PM) (Judicial Officer: Gonzalez, Elizabeth)*Telephonic Conference re: Issue at the 30(b)(6) Deposition of the Department of Taxation regarding Membership Interest Purchase Agreement*

Matter Heard;

Journal Entry Details:

Counsel advised the same parties at this morning's conference call are present. Mr. Smith advised that the way he read the transcript for the January 27 argument on the protective order was that the Court said the issues related to the membership interest purchase agreement are covered by the protective order; he lodged an objection to a question regarding Green Thumb Industries' membership interest purchase agreement that was subject to the Essence Entities' protective order. Court reporter stated, the question was, "Do you know the first time the Department of Taxation was aware of the existence of Exhibit 84?" and the objection thereto. COURT ORDERED, the State's awareness of the Membership Interest Purchase Agreement is fair game, but as the Court has previously indicated counsel is not going to make any inquiry as to the terms of the membership interest purchase agreement or any other details that might be related to one of your competitors' operations. Mr. Dzarnoski noted that his recollection of the transcript is that the Court said something publicly available was fair game, and the version he has of the Membership Interest Purchase Agreement that he pulled off the Canadian Stock Exchange is a filing made by Green Thumb Industries on or about November 12, 2018; he was simply asking questions related to the provisions that were not redacted and were made part of the public record with the Canadian Stock Exchange, and he was told he could not do that. Upon Court's inquiry, Mr. Smith replied that he does not have first hand knowledge of whether or not this was true. Court noted it did say they could ask about items that were public records. Mr. Smith further argued his motion for protective order. COURT understood and NOTED that its ruling was based on competitive advantage issues and what the nature of the deal was; if the nature of the deal was disclosed in public filings, that is a different issue. Mr. Smith stated he is not looking at a Bates stamped copy. Mr. Dzarnoski explained the version he has. Colloquy regarding the document. COURT ORDERED, if Mr. Dzarnoski is going to use it he needs to have a full copy available so that the witness and opposing counsel can have an opportunity to review it if they have concerns, but if it is something within public records, whether published on the stock exchange or some other public filing, it is fair game; the Court's ruling was based on commercial and competitive advantage issues. 2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION 2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME 2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY... ...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF

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CASE NO. A-19-787004-B

TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

02/07/2020 **Motion to Withdraw as Counsel (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)


Motion to Withdraw as Counsel of Record on an Order Shortening Time
Granted;

02/07/2020 **Motion to Amend (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)

Motion to Amend Order Pursuant to NRCP 60 (a0; Ex Parte Motion for Order Shortening Time
Matter Heard;

02/07/2020 **Joinder (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)

MM Development Company, Inc.'s and Livfree Wellness, LLC's Joinder to Motion to Amend Order
Matter Heard;

02/07/2020  **All Pending Motions (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;
Journal Entry Details:

APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada, LLC; non-party Rino Tenorio represented by Attorney Glenn Machado. Ms. Ashcraft, Ms. Braster, and Mr. Davis appeared by telephone. STATUS CHECK: RINO TENORIO'S DEPOSITION: Mr. Rulis advised he and Mr. Warns have been emailing back and forth on a new date and an ESI protocol for documents on Mr. Tenorio's phone; the issue is that they already have depositions set on the proposed date. Court noted Mr. Tenorio sent an email to the Law Clerk. Mr. Machado explained Mr. Tenorio just has some concerns about the ESI protocol, and that they are trying to resolve internal issues between his firm and Mr. Tenorio; if they cannot resolve those issues they will withdraw, but they may be able to reach a resolution; Mr. Warns has been communicating about the ESI protocol; he also believes Mr. Tenorio should not bear the burden of the costs since he is a witness; Mr. Tenorio has already testified for 5 hours; to the extent that the parties go beyond the 7 hours, he proposes no more than 2 hours and would ask that questions be streamlined. Upon Court's inquiry, Mr. Tenorio confirmed he is a current employee of the State of Nevada but he is on administrative leave. COURT NOTED it needs Mr. Prince's physical presence, because without Mr. Prince the Court cannot negotiate the time, although the Court appreciates the issue being raised; Mr. Prince said he needed more time, but the Court is not sure how long; to the extent there are costs, there are ways for the parties to share them, and counsel for Mr. Tenorio are welcome to negotiate with them. DEPOSITIONS: Mr. Parker advised they did not complete the 30(b)(6) of the State and that they only got about 35 minutes at the very end. Mr. Rulis added it was Mr. Dzarnoski and Ms. Stout asking questions. Mr. Parker continued, there were several of them who did not finish or start; some intervenors want to ask questions as well; they had a meeting yesterday, and they believe they can finish in 3 and a half hours of additional time for all of them. Mr. Wight advised Nevada Organic Remedies needs less than one hour. Mr. Bice advised the Essence parties will have some questions but will limit it to 30 minutes. Mr. Rose stated same. Upon Court's inquiry, all on the Defense and Intervenors' side confirmed 3 hours will do it. Mr. Bice further argued as to the inefficiency of asking the same questions asked by prior counsel and that the parties need to come up with a solution; regarding the availability of witnesses, there are other depositions; they should have 2 if not 3 tracks; the Plaintiffs will be getting depositions today. Mr. Shevovski advised this 30(b)(6) was on a whole lot of topics; the State is here to do justice and will be there. Court encouraged all of the parties not to re-tread common ground and to not ask questions that are cumulative. MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME: Mr. Fetaz advised they would like to withdraw due to lack of communication and outstanding balance issues. COURT ORDERED, motion to withdraw GRANTED. Counsel to include in the proposed order the language in EDCR 7.42 which states that a business cannot represent itself as well as contact information. Mr. Shevovski requested a date by which those parties decide to proceed in the action or be represented by counsel. COURT DENIED the request. MOTION TO AMEND ORDER PURSUANT TO NRCP 60(A); EX PARTE MOTION FOR ORDER SHORTENING TIME...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S

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JOINDER TO MOTION TO AMEND ORDER: Mr. Fetaz argued in support of the motion. Court noted it did not coordinate the cases but invited everyone involved to come; then, the Chief Judge consolidated all of the cases at a later time; this Court does not think that was retroactive; the Nevada Supreme Court may think so, in which case this Court's order will apply to all, but this Court was very careful to decide only those matters assigned to it, and then the Court provided its order to the other judges for informational purposes; at the time of the hearing, the only cases assigned to this Court were Serenity and ETW; as the parties know the Court denied the consolidation and granted the request for people to voluntarily participate. Mr. Fetaz requested an amended findings of fact and conclusions of law entered in the ETW case if the order was applicable only to Serenity for purposes of an appeal and cross appeal. COURT stated it will change the caption of the order to include ETW. Ms. Shell noted there is an order with findings of fact and conclusions of law attached to it filed in the ETW case. Mr. Bice argued that if the request being made is that the Court enter a new preliminary injunction in the now consolidated action, not all parties participated in the preliminary injunction hearing prior to the consolidation; he does not think the Court has jurisdiction to enter the preliminary injunction based on an evidentiary development prior to consolidation. Court stated it will be happy to do amended findings of fact and conclusions of law that simply adds the ETW caption and case number. Mr. Parker, noting that they filed an amended complaint and that DH Flamingo filed a motion to dismiss Defendants who did not respond to them, requested he file a motion on OST to dismiss them. Court directed counsel to file a motion and it will not be on OST. 2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME 2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

02/11/2020

**Telephonic Conference** (11:02 AM) (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference re: Damon Hernandez's Deposition

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Counsel (inaudible) for Thrive. Mr. Parker advised that present with them is the witness, Damon Hernandez, with counsel. Mr. Parker advised that he began his questioning related to Mr. Hernandez's phone and the extraction report and the denial of the objection by Mr. Shevorski to the discovery commissioner's report and

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recommendation; during that questioning he informed Mr. Hernandez and his counsel that the extraction report had not been produced, and he was told it was provided, but for whatever reason it is not in the depository; he asked Mr. Hernandez what phone he produced, and Mr. Hernandez said it was the one he retained in 2019; the phone in 2018 was the subject of the preservation order and the information they would have wanted; the phone was given back and they do not have an extraction report; for that reason, he would ask the Court for the ability to file a motion on order shortening time given that they only have 30 days left of discovery after the 13th. COURT DIRECTED counsel to file a motion and the Court will sign an OST. 2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME 2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY... ...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

02/13/2020



Minute Order (1:15 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Striking Department of Taxation's Motion for Stay of Order on an Order Shortening Time and Vacating Hearing Thereon

Minute Order - No Hearing Held;

Journal Entry Details:

COURT ORDERED, the Department of Taxation's Motion for Stay of Order on an Order Shortening Time filed February 13, 2020 is STRICKEN and the hearing on February 14, 2020 is VACATED as there has not been adequate notice. Counsel to resubmit OST. CLERK'S

NOTE: Parties notified by distributing a copy of this minute order via Odyssey File and Serve. / dr 2-13-20;

02/14/2020

CANCELED Motion For Stay (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - per Judge

Department of Taxation's Motion for Stay of Order on an Order Shortening Time

02/20/2020

CANCELED Pre Trial Conference (9:15 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated

02/21/2020

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Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

02/21/2020, 03/06/2020

Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff on Order Shortening Time

Matter Continued; Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff on Order Shortening Time

Off Calendar;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney Taylor Simpson, Bar No. 13956, for Serenity Wellness. Ms. Lovelock, Mr. Graf, Ms. Higgins, Mr. Gamble, Mr. Williamson, and Mr. Christiansen appeared by telephone. COURT ORDERED, OST related to Greenmart witnesses SET for March 13, 2020 at 9 am. Court addressing Ms. Shell NOTED that if the Court orders those witnesses compelled she needs to have them on short notice. Proposed OST signed in open court and returned to Mr. Rulis for filing. With regards to the motion to dismiss Serenity, Mr. Wight advised they filed an opposition; however, there was discussion today in Mr. Koch's office and counsel. Mr. Wight stated they will agree with dismissal as long as the order contains a dismissal with prejudice and that the Defendants have not waived any right to pursue fees and costs if successful at trial. Mr. Simpson advised he was not prepared for this discussion and that he did receive a text along those lines. COURT ORDERED, motion OFF CALENDAR and the Court will await the parties' stipulation, noting the agreement reached on the terms of dismissal. With regards to the trial protocol, COURT DIRECTED the Clerk to email the trial protocol and electronic exhibit list template to the parties. Court and counsel discussed details of the trial protocol. COURT DIRECTED Mr. Smith to serve this on everyone signed up for e-service, and if anyone has comments the Court would love to have them Monday afternoon or Tuesday morning; to the extent that the parties cannot reach an agreement, the Court will resolve those for them. Court noted 1983 claims will be part of a subsequent protocol. With regards to yesterday's 30(b)(6) deposition, Mr. Bice explained that the witness had no facts and had never looked at documents other than the Court's findings; counsel cannot instruct a witness not to answer unless there is a privilege issue. Mr. Dzarnoski provided the Court with the 30(b)(6) notice and the exhibits that were entered at the deposition, noting that topics 5, 6, 7, and 8 were what they discussed. COURT ORDERED, notice MARKED as Court's Exhibit 1 for today. (See worksheet.) Mr. Dzarnoski further explained these are contention interrogatories. Mr. Dzarnoski further requested additional time, or until Monday, to prepare a new 30(b)(6) witness instead of Mr. Thompson; they did suspend the deposition last night, reserving time for the Defendants. COURT DIRECTED counsel to consult with their people and have an actual detailed plan as to the nature of the individual that they want to supplement the designation with and the additional work that needs to be done. COURT RECESSED to give the parties and court staff a break. Mr. Parker leaves. Proceeding resumed. Mr. Dzarnoski advised he has a plan: they would like the deposition that was suspended yesterday on Medifarm on topics 5, 6, 7, 8, and 19 to be resumed sometime next week, and they will have a 30(b)(6) witness, who will likely not be Mr. Thompson. Mr. Bice objected to an attempted do-over as they have 27 depositions next week. COURT ORDERED, Mr. Dzarnoski is free to change the person designated to opine on those topics; for depositions that have yet to occur they are welcome to change designees; if changing theories, that will be determined on motion practice. Colloquy regarding witness scheduled for today. COURT ORDERED, parties can submit a joint exhibit list, not a phase by phase, and April 15, 2020 is okay. COURT ORDERED, exhibits to be reviewed by I.T. on April 17, 2020.;

Matter Continued; Motion to Voluntarily Dismiss and/or Drop Serenity Wellness Center, LLC as Plaintiff on Order Shortening Time

Off Calendar;

02/21/2020

Motion For Stay (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Department of Taxation's Motion for Stay of Order on an Order Shortening Time

Motion Denied; Department of Taxation's Motion for Stay of Order on an Order Shortening Time

02/21/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Court addressed the other day when Mr. Parker called from a deposition and had issues concerning a cell phone extraction report and whether it was accurate. Mr. Parker stated it came up in Ms. Cronkhite's and Mr. Hernandez's deposition. Mr. Bice stated Mr. Hernandez was the one she was called on. Mr. Parker stated in terms of Hernandez they have the

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extraction report; however, believe things are missing. They see information between Mr. Pupo referring to Mr. Hernandez, but do not see the corresponding text, noting he got rid of his phone and that was the issue. Court advised it wanted to understand the background as to the cell phones before it heard the Motion to Stay. Mr. Shevorski stated they believe a Motion for Stay was appropriate in light of the pending writ which they were filing today. Short recess for Mr. Shevorski to review the opposition. Mr. Shevorski argued in support of Motion and Mr. Parker in opposition. Following arguments by counsel, COURT stated its findings and ORDERED, Motion for Stay DENIED. As to Motion for Voluntary Dismissal. Mr. Gentile introduced Sterling Kerr; Mr. Kerr indicated he was substituting in. Court advised Mr. Gentile to make sure counsel substituting in are aware of the requirements to sign up for e-service and all of the dates that exist in this case. Upon Court's inquiry, Mr. Kerr requested a continuance of the motion, noting he would like to file a reply brief because there were joinders. Mr. Koch stated they have a 30(b)(6) deposition scheduled for next week and would ask that it not have any impact on the pending discovery. Colloquy. There being no opposition, COURT ORDERED, motion CONTINUED to 3/6/20; Reply briefs DUE March 3, 2020. Colloquy regarding housekeeping matters. At the request of Mr. Kemp and there being no opposition, COURT ORDERED, MM's Motion for Summary Judgment and Countermotions RESET to March 20, 2020. Mr. Schwarz stated four of the Plaintiffs jointly disclosed four expert witnesses and they have been trying to schedule their depositions, however, most of them are not available until after close of discovery. COURT ADVISED, the dates can be extended concerning the four named experts. Mr. Schwarz stated the earliest available date for the fourth expert witnesses was March 30. Mr. Schwarz proposed extending the Motion in Limine deadline to April 1 with the opposition due April 8 and argument on April 10, 2020. There being no opposition, COURT ORDERED, motions RESET. Colloquy regarding stipulation to increase the number of depositions. Mr. Parker stated it was 30 and 30. Court stated Mr. Prince was supposed to prepare the order. If Mr. Bice needs relief from the order he can enter into a stipulation. Matter concluded. ;

02/24/2020

CANCELED Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - Set in Error

Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only

02/27/2020



Minute Order (11:41 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Regarding Courtesy Copies

Minute Order - No Hearing Held;

Journal Entry Details:

The parties are reminded that it is critical that courtesy copies be provided at least one judicial day before the hearing. Currently the only firm complying is Bailey Kennedy.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 2-27-20;

02/28/2020



Motion to Seal/Redact Records (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

DH Flamingo Parties' Motion To Redact Portions Of Its Opposition To Essence's Motion For Protective Order Regarding NRCP 30(B)(6) Deposition Notices Of Essence On An Order Shortening Time And To Seal Exhibits 3, 4, And 5 To The Same

Granted;

Journal Entry Details:

Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20 (e) DH Flamingo's motion to redact portions of its opposition to Essence's motion for protective order regarding NRCP 30(b)(6) and seal exhibits 3, 4, and 5 is deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. 3-6-20 9:00 AM MOTION TO VOLUNTARILY DISMISS AND/OR DROP SERENITY WELLNESS CENTER, LLC AS PLAINTIFF ON ORDER SHORTENING TIME 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-20-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS

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AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM... ..ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEPARTMENT OF TAXATION'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..CLEAR RIVER'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFF'S OPERATIVE COMPLAINTS... ..DEEP ROOTS MEDICAL LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION TO DISMISS, OR ALTERNATIVELY, MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEFENDANT-INTERVENOR,NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO ESSENCE ENTITIES MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..CIRCLE S FARMS LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS OPERATIVE COMPLAINTS... ..PURE TONIC CONCENTRATES LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEFENDANT JORGE PUPO'S MOTION TO DISMISS (RURAL REMEDIES)... ..DEFENDANT JORGE PUPO'S MOTION TO DISMISS (NEVADA WELLNESS)... ..STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-3-20 9:00 AM MOTION TO QUASH, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER, FOR SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF AT&T WIRELESS 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-3-20;

02/28/2020

Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only

Motion Granted; Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only

02/28/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Nevada Wellness Center, LLC's Joinder to Plaintiff/Petitioners/Counter-Defendant D.H. Flamingo Inc., and Inyo Fine Cannabis Dispensary LLC's Motion for Voluntary Dismissal of

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	<p><i>Certain Defendant/Respondents with Prejudice and for an Order Allowing for Service by Electronic Means Only</i></p> <p>Motion Granted; Nevada Wellness Center, LLC's Joinder to Plaintiff/Petitioners/Counter-Defendant D.H. Flamingo Inc., and Inyo Fine Cannabis Dispensary LLC's Motion for Voluntary Dismissal of Certain Defendant/Respondents with Prejudice and for an Order Allowing for Service by Electronic Means Only</p>
02/28/2020	<p>Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC</i></p> <p>Motion Granted; Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC</p>
02/28/2020	<p>Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Defendant's Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC on an Order Shortening Time</i></p> <p>Motion Granted; Defendant's Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC on an Order Shortening Time</p>
02/28/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Solace Enterprises LLLP's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i></p> <p>Motion Granted; Solace Enterprises LLLP's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</p>
02/28/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Franklin Bioscience NV LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i></p> <p>Motion Granted; Franklin Bioscience NV LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</p>
02/28/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Harvest of Nevada LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i></p> <p>Matter Heard; Harvest of Nevada LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</p>
02/28/2020	<p>CANCELED All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated</i></p>
02/28/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>APPEARANCES CONTINUED: Steve Shevorski, Esq., and Michele Briggs, Esq., present on behalf of the Office of the Attorney General. Following arguments by counsel, COURT stated its findings and ORDERED, as follows: Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC, There being no opposition, COURT ORDERED, Motion GRANTED. Mr. Vlasic to include language from EDCR 7.42 and all dates for pretrial compliance under Rule 16 and the trial Order. Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only, COURT ORDERED, Motion GRANTED. Solace Enterprises LLLP's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate, COURT ORDERED, Motion GRANTED. Harvest of Nevada LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate, COURT ORDERED, Motion GRANTED. Franklin Bioscience NV LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

Participate, COURT ORDERED, Motion GRANTED. Nevada Wellness Center, LLC's Joinder to Plaintiff/Petitioners/Counter-Defendant D.H. Flamingo Inc., and Inyo Fine Cannabis Dispensary LLC's Motion for Voluntary Dismissal of Certain Defendant/Respondents with Prejudice and for an Order Allowing for Service by Electronic Means Only, COURT ORDERED, Motion GRANTED. Colloquy regarding discovery and scheduling.;

03/02/2020

Telephonic Conference (10:19 AM) (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference: Issue at the Deposition of Daniel Stewart, 30(b)(6) Designee of Fidelis Holdings

Matter Heard;

Journal Entry Details:

Mr. Hawkins present with Mr. Parker. Mr. Dzarnoski advised Mr. Bice is asking Mr. Stewart for opinions as counsel independent of his position as a 30(b)(6) representative, more like personal opinion, or expert testimony or a percipient witness. Court reporter read the last question, i.e. what the word prospective meant to the witness. Court asked counsel to elaborate. Mr. Dzarnoski explained the context was that Mr. Bice was asking about an interpretation of NRS 453D.200(6); a question was asked as to what Mr. Stewart believed "prospective owner" covered when he was involved in submitting applications. Upon Court's inquiry regarding the scope of the 30(b)(6) designation, Mr. Dzarnoski replied it does not involve his applications. Mr. Bice disagreed with counsel's characterization; Mr. Stewart is a board member; he is the designee, so he has personal knowledge in addition to being a corporate representative; the fact that they have personal percipient knowledge and are also a 30(b)(6) designee does not place their personal knowledge off limits; Mr. Stewart has already testified that he participated in the applications and reviewed them, and he asked Mr. Stewart about what he understood as to who the owners were and how they had to be submitted, because in the deposition topics, changes in ownership between the submittal of the application and the award of the application are being talked about; Mr. Stewart is the 30(b)(6) the other side identified. Upon Court's inquiry, Mr. Bice stated the designations says, "any changes in your ownership between the submission of your application on December 6, 2018 including the date of each change, how the ownership changed, and any communications to the D.O.T. regarding that change." Mr. Dzarnoski advised that the topic is asking for somebody to testify as to changes of ownership from the date the application that was filed until the license grant on December 6, but Mr. Bice's questions relate to the application prior to submission and what is in the initial application as opposed to any changes in the ownership; Mr. Bice is asking the witness as a lawyer his interpretation of "prospective owner" within the context of the applications themselves. COURT ORDERED, to be able to answer the question one also has to have an understanding of what was in the application and talk about any changes that were made; the Court will allow the witness to answer this particular question; however, counsel is reminded to ask only questions as to a 30(b)(6) and they must fall only within the designated topics. Mr. Dzarnoski requested clarification from the Court, stating that it is not fair game to ask questions related to personal knowledge that is not covered by the 30(b)(6). COURT NOTED that Mr. Stewart was not noticed as an individual but was noticed as a 30(b)(6); however, to the extent that his personal knowledge impacts his position as a 30(b)(6) and he has relevant information to the topics that are within the scope of the 30(b)(6), he should answer those questions; however, counsel will not go on a goose chase for things that are not part of the 30(b)(6) notice. Mr. Bice noted for the record that Mr. Dzarnoski took the exact opposite position on his company's 30(b)(6) which he finds highly ironic. 3-6-20 9:00 AM MOTION TO VOLUNTARILY DISMISS AND/OR DROP SERENITY WELLNESS CENTER, LLC AS PLAINTIFF ON ORDER SHORTENING TIME 3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS 3-20-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC

CASE SUMMARY

CASE No. A-19-787004-B

REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM... ..ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEPARTMENT OF TAXATION'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..CLEAR RIVER'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFF'S OPERATIVE COMPLAINTS... ..DEEP ROOTS MEDICAL LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION TO DISMISS, OR ALTERNATIVELY, MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO ESSENCE ENTITIES MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..CIRCLE S FARMS LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS OPERATIVE COMPLAINTS... ..PURE TONIC CONCENTRATES LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS... ..DEFENDANT JORGE PUPO'S MOTION TO DISMISS (RURAL REMEDIES)... ..DEFENDANT JORGE PUPO'S MOTION TO DISMISS (NEVADA WELLNESS)... ..STATUS CHECK: TRIAL READINESS 3-26-20 9:15 AM PRE TRIAL CONFERENCE 4-3-20 9:00 AM MOTION TO QUASH, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER, FOR SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF AT&T WIRELESS 4-14-20 9:30 AM CALENDAR CALL 4-20-20 1:30 PM JURY TRIAL;

03/05/2020



Telephonic Conference (5:00 PM) (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference re: Issue at the 30(b)(6) Deposition of Medifarm and Medifarm IV
Matter Heard; witness required to respond

Journal Entry Details:

APPEARANCES CONTINUED: Attorney for Wellness Connection. Counsel advised they are at the deposition of Jeremy Thompson, 30(b)(6) designee for Medifarm and Medifarm IV. Arguments by counsel regarding the scope of the designation, Mr. Dzarnoski's instruction not to answer, and that Mr. Thompson has been an attorney at Clark Hill. COURT ORDERED, its decision is not supposed to replace the deponent's position and the findings of fact and conclusions of law are not a factual basis for a 30(b)(6) witness for actual factual knowledge. Court suggested that this matter be discussed tomorrow, and ORDERED, the Court is NOT SUSPENDING the deposition but that the parties can do what they can do; the witness is REQUIRED to respond; anything told to the client will be subject to examination / discussion under Brightsource. Court further acknowledged receipt of the proposed trial protocol by Mr. Smith.;

03/06/2020



Telephonic Conference (11:55 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Mr. Hunt advised 19 topics are identified in the 30(b)(6); Mr. Smith said that the question he presented fell under category 13, which asks about any changes in ownership between

CASE SUMMARY

CASE NO. A-19-787004-B

submission of the application and December 6, 2018; the pending question was what the ownership interest was at the inception. Court Reporter read the question into the record at counsel's request. Court noted this was the same question the Court previously ruled on. Mr. Smith advised the question simply was, "For what purpose was the entity formed?" and he got an instruction not to answer. Mr. Hunt responded that he did not instruct his client not to answer; what he said was that Mr. Smith identified that the question related to topic 13, but it does not have anything to do with it. **COURT ORDERED**, if counsel is not instructing the witness not to answer, then the witness will answer the question and the parties will move on. Mr. Smith stated that the problem he has is a long, speaking objection and that Mr. Hunt is telling him to go topic by topic and announce each topic before he moves on instead of asking questions; Mr. Hunt dictating the method of his examination will simply not fly. **COURT ORDERED**, counsel can ask the questions in any order he wants; however, since this is a 30 (b)(6) witness, it has to fall arguably within the scope of the categories; the Court will give counsel some leeway but counsel needs to focus on the scope of the 30(b)(6) designation.;


03/10/2020	CANCELED Calendar Call (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i>
03/13/2020	Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>MM Development Company, Inc. and Livfree Wellness, LLC's Motion to Compel Greenmart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition</i> Granted;
03/13/2020	Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion for Protective Order and to Quash the Deposition Subpoenas to Sequoia Turner, Alicia Abernathy, and Leslie Brousseau on an Order Shortening Time</i> Granted;
03/13/2020	Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez for Deposition on Order Shortening Time</i> Matter Heard;
03/13/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Wellness Center, LLC's Joinder to MM Development Company, Inc. and Livfree Wellness, LLC's Motion to Compel GreenMart of Nevada NLV, LLC to Produce Lucy Flores and Scot Rutledge for Deposition and Motion to Compel GreenMart of Nevada NLV, LLC to Also Produce Kenneth Lee and Hae Lee for Deposition</i> Matter Heard;
03/13/2020	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>Christian Balducci, ESQ present on behalf of Scot Rutledge and Lucy Flores. MOTION FOR PROTECTIVE ORDER AND TO QUASH THE DEPOSITION SUBPOENAS TO SEQUOIA TURNER, ALICIA ABERNATHY AND LESLIE BROSSEAU ON AN ORDER SHORTENING TIME Arguments by Mr. Bice and Mr.Dzarnoski regarding the merits and opposition of the Motion. COURT ORDERED, the depositions may be taken if Counsel wants them counted against their 30, they will be limited to 45 minutes each and limited to: when the individual became an employee, officer or director, when they became aware they were an employee officer of director and when they were no longer an employee, office or director. PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME Arguments by Mr. Parker and Mr. Graf regarding the merits and opposition of the Motion. COURT ORDERED, Motion GRANTED as they were still listed as owners on the State's website. Mr. Graf requested a stay on the Order to file a Writ. COURT ORDERED, request for Stay GRANTED for 5 days. MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE LUCY FLORES AND SCOT RUTLEDGE FOR DEPOSITION...NEVADA WELLNESS CENTER, LLC'S JOINDER TO MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE LUCY FLORES AND SCOT RUTLEDGE FOR DEPOSITION AND MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION Arguments by Mr.</i>

CASE SUMMARY

CASE NO. A-19-787004-B


Kemp, Ms. Shell Mr. Balducci regarding the merits and opposition of the motion. COURT ORDERED, Motion GRANTED as to Scot Rutledge and Lucy Flores; depositions will be limited to 45 minutes each and limited to when they became advisory board members, when they became aware they were advisory board members, how they became advisory board members, what they did as advisory board members and when they were no longer advisory board members if they're no longer advisory board members. Court noted the current ongoing health concerns related to COVID 19 and encouraged counsel to accommodate depositions that were currently pending via video conference if at all possible. Mr. Christiansen advised he had conferred with Ms. Shell and requested to move these despositive motions one week. COURT SO ORDERED. Court instructed Mr. Parker to file a written separate motion with respect to depositions regarding Kenneth Lee and Hae Lee. Court expressed its concerns regarding having the proper documentation to the expert witnesses for depositions and instructed counsel to construct a unique numbering system for the documents in place for all parties. Upon Court's inquiry as to whether all parties would be agreeable to moving the designation date for deposition designation for those who are not going to appear live for health concerns to April 3rd, no parties had opposition. Colloquy regarding videoconferencing and scheduling of motion practice. COURT ORDERED. Motions calendared for March 20, 2020 RESET. ;

03/16/2020 **CANCELED Bench Trial** (1:30 PM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated

03/17/2020  **Telephonic Conference** (11:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Telephonic Conference at Request of Counsel re: Schedule
Matter Heard;
Journal Entry Details:

Also present were Dominic Gentile, Esq. representing Serenity Pltf.'s, John Hunt, Esq. representing Serenity Pltf.'s, Diane Welch, Esq., Vernon Nelson, Esq., and Corrine Murphy, Esq. Mr. Bice stated they had a number of depositions scheduled or should be scheduled and a number of them pertain to known parties, that the Deft.'s were reluctant to require Court Reporters, etc. to those meetings and inquired if the trial date stands or if there should be a 14 day pause. There being no objection by counsel present, COURT ORDERED, 14 day Hiatus GRANTED. There being no objection to Mr. Bice's Motion to Extend Time for Green Therapeutics to File Its Joinder to All Oppositions to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints and its Opposition to All Joinders to Essence Entities' Motion Nunc Pro Tunc and Request for Order Shortening Time, COURT ORDERED, Motion GRANTED; Hearing VACATED from the March 18, 2020 calendar. Colloquy regarding hearings set on an Order Shortening Time and the Court's request for the parties set all hearings on the same day each week, the trial date, and the Department of Taxation's award of licenses. Court ADVISED counsel would be updated as soon as the Court had an answer for them regarding the licenses. COURT ORDERED, 14 day HIATUS on all depositions. Court ADVISED counsel that future motions would be read and a decision made if additional arguments were needed; however if no arguments was necessary the Court would rule by Minute Order. Court stated counsel should contact Dan Kuinac if they wished to appear at the Bench Bar Meeting as it was going forward telephonically. Upon inquiry by Rusty Graff, Esq. regarding a request for a hearing transcription, Patti Slattery, Court Recorder, advised the hearing had already been sent to an outside transcriber. ;

03/17/2020 **Motion** (11:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Motion to Extend Time for Green Therapeutics to File Its Joinder to All Oppositions to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints and its Opposition to All Joinders to Essence Entities' Motion Nunc Pro Tunc and Request for Order Shortening Time
Matter heard at 03/17/20 hearing
Granted; at 03/17/20 Telephonic Conference

03/19/2020  **All Pending Motions** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;
Journal Entry Details:

Lone Mountain Partners, LLC S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints Defendant's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications Department of Taxation's Joinder to

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Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiffs' Operative Complaints Clear River's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on Pleadings of all Plaintiff's Operative Complaints Essence Entities; Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints Pure Tonic Concentrates LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints Circle S Farms LLC S Joinder To Essence Entities Motion To Dismiss Or Alternatively, Motion For Judgment On The Pleadings On All Plaintiffs Operative Complaints Lone Mountain Partners LLC's Joinder to the Essence Entities' Opposition to MM Development Company Inc's and Livfree Wellness LLC's Motion for Summary Judgment or for Writ of Mandamus; and Countermotion for Summary Judgment Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Opposition to Motion for Summary Judgment or for Writ of Mandamus and Countermotion for Summary Judgment Defendant Intervenor Helping Hands Wellness Center, Inc. s Joinder To Nevada Organic Remedies Opposition To Motion For Summary Judgment, Joinder to Lone Mountain Partners, LLC s Opposition to Motion for Summary Judgment and Countermotion For Summary Judgment, Joinder to Greenmart of Nevada NLV, LLC s Opposition to Motion for Summary Judgment, Joinder to the Essence Entities Opposition to Motion for Summary Judgment, Joinder to State of Nevada Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment Status Check: Trial Readiness Deep Roots Medical LLC'S Joinder to Essence Entities' Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints GreenMart of Nevada NLV LLC's Joinder to The Essence Entities' Motion to Dismiss, or Alternatively, Motion for Judgment on Pleadings of All Plaintiffs' Operative Complaints Defendant-Intervenor, Nevada Organic Remedies, LLC'S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies) Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness) Thrive's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints Wellness Connection of Nevada, LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternately, Motion for Judgment on the Pleadings on All Plaintiffs' Operative Complaints Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time AS TO: DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time. Mr. Kennedy argued for a dismissal with prejudice which no fees and costs would be paid. Opposition by Mr. Rose. Argument regarding the order be conditional to still seek fees and costs. Mr. Graff joined in the opposition. COURT ORDERED, motion GRANTED; DISMISSED WITH PREJUDICE. Court noted that the counterclaims would not be impacted. AS TO: Essence Entities; Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints. Mr. Bice argued for dismissal; the application process; and there was no standings to challenge the licenses. Opposition by Mr. Christiansen, Mr. Gamble, Mr. Bult, Mr. Kemp, and Mr. Parker. COURT ORDERED, motion DENIED. Court finds they had a right to expect fairness, therefore, they have a right to challenge the process. Mr. Gentile to prepare the order. AS TO: Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies); Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness). Ms. Welch argued for dismissal as Mr. Pupo was in the course and scope of duty; there were no property rights; the recreational marijuana license property interest; and that he had qualified immunity. Opposition by Mr. Parker, and Mr. Gamble. COURT ORDERED, motion DENIED. Court instructed counsel to file an amended pleading which included more specificity. To be submitted to the court within 10 days. Mr. Parker to prepare the order. AS TO: Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless. Ms. Welch argued to quash; as they were not entitled; the information was not relevant to this litigation; therefore, it should be exempt. Opposition by Mr. Gentile. Argument regarding the application process and outside relationships. COURT ORDERED, motion to quash DENIED; GRANTED as to the Protection Order regarding toward family members. COURT ORDERS all production of material be given to Ms. Welch for her review for any confidential or privileged information. The Carrier is to provide phone numbers, times, dates, and the nature if it was a text or phone call. Ms. Welch is to further submit a log to the Court of privileged or confidential information- not to be based on objections of relevance. Mr. Gentile to prepare the order. AS TO: Defendant's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications. Arguments by Mr. Bice regarding discovery deadlines that were

CASE SUMMARY**CASE NO. A-19-787004-B**

	<i>imposed. Opposition by Mr. Gentile. Argument regarding depositions. COURT ORDERED objection SUSTAINED. AS TO: Trial setting. Colloquy between the Court and counsel regarding the extension of taxation. COURT ORDERED, it would extend it six months and to be revisited thereafter. Trial date VACATED. Matter SET for trial setting 4/3/20 9:00am. AT TO: Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time, COURT ORDERED, matter CONTINUED to 3/27/20 Chambers calendar so the Court could review the Opposition.;</i>
03/19/2020	Status Check: Trial Readiness (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
03/19/2020	Motion to Dismiss (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Essence Entities; Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i> Denied;
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on Pleadings of all Plaintiff's Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots Medical LLC'S Joinder to Essence Entities' Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to The Essence Entities' Motion to Dismiss, or Alternatively, Motion for Judgment on Pleadings of All Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant-Intervenor, Nevada Organic Remedies, LLC'S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
03/19/2020	Motion to Dismiss (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies)</i> Denied;
03/19/2020	Motion to Dismiss (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness)</i> Denied;
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Wellness Connection of Nevada, LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternately, Motion for Judgment on the Pleadings on All Plaintiffs' Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC S Joinder To Essence Entities Motion To Dismiss Or Alternatively, Motion For Judgment On The Pleadings On All Plaintiffs Operative Complaints</i>
03/19/2020	Joinder (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Pure Tonic Concentrates LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints</i>
03/19/2020	Motion to Quash (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless</i> Denied in Part;
03/19/2020	Motion for Protective Order (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications</i> Sustained;
03/19/2020	Motion to Dismiss (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time</i> Dismissed With Prejudice;
03/19/2020	 Motion to Compel (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth) 03/19/2020, 03/27/2020, 04/10/2020 <i>Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time</i> Matter Continued; Minute Order - No Hearing Held; Journal Entry Details: <i>COURT NOTED, Mr. Parker reported in open court Ms. Gordon providing dates for the Lee deposition. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-13-20;</i> Matter Continued; Minute Order - No Hearing Held; Journal Entry Details: <i>Court notes response filed by Ms. Gordon on behalf of the Lees related to Nevada Wellness' Motion to Compel Greenmart. COURT ORDERED, matter CONTINUED for 2 weeks for an update from counsel related to the depositions. Mr. Parker to call Ms. Gordon and provide status report. ...4-10-20 - CHAMBERS CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-30-20;</i>
03/24/2020	 Minute Order (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order Vacating March 26, 2020 Pre-Trial Conference</i> Minute Order - No Hearing Held; Journal Entry Details: <i>COURT ORDERED, the Pre Trial Conference set for Thursday, March 26, 2020 is hereby VACATED and will be rescheduled after the public health crisis. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-24-20;</i>
03/26/2020	CANCELED Pre Trial Conference (9:15 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - per Judge</i>
04/01/2020	 Telephonic Conference (2:00 PM) (Judicial Officer: Gonzalez, Elizabeth) <i>Telephonic Conference at Request of the Court to Discuss the Governor's Directive</i> Matter Heard; Journal Entry Details: <i>Court noted this started with Mr. Gentile's request to "Dan" (Judicial Executive Assistant) to move some deadlines; Mr. Hunt then sent the Governor's Directive 009 which the Court was unaware of until the Court read it; the Court's original indication was that if the parties all stipulated, the Court would be happy to move the deadlines; after reading the Governor's Directive, the Court believes the opposite is true, and the Court should not proceed on anything unless all of the parties stipulate that the Court proceed on something. Mr. Kemp advised that he stipulates to Mr. Gentile's request. Colloquy regarding pending motions, proposed extension, and the Governor's directives. Upon counsel's inquiry, Court noted it does</i>

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not think it can reset a trial after reading the Governor's order and in the absence of a stipulation. COURT DIRECTED the parties to plan to have a status conference only this Friday and provide an update to the Court with additional information that they obtain; if everyone decides to reset other motions, the Court can discuss scheduling those; the Court can also discuss resetting the evidentiary hearing or trial if they are in a position to do so. Mr. Parker inquired whether everyone is agreeing on the phone or if something in writing needs to be done. COURT NOTED that there is a record and that the Court does not think a status conference would violate the Governor's order. Mr. Parker stipulated to having a conference this Friday and inquired whether a meet-and-confer among the parties would be helpful. Court directed Mr. Fetaz to contact the Judicial Executive Assistant. COURT ORDERED, extension GRANTED; oppositions DUE on April 17, 2020 and replies DUE on May 1, 2020. Further colloquy regarding the Governor's directives and amended notices of deposition. Court suggested it would be helpful for the parties to have a meet-and-confer prior to the status conference and directed the parties to notify the Court if they need more time than Friday. CLERK'S NOTE: Minutes prepared from JAVS. / dr 4-13-20;

04/03/2020 **Motion to Strike** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
MM Development Company, Inc.'s Motion to Strike and/or Dismiss D.H. Flamingo, Inc.'s Counterclaim
Denied;


04/03/2020 **CANCELED Motion to Strike** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated
GreenMart of Nevada NLV LLC's Motion to Strike Strive Wellness of Nevada LLC's Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition

04/03/2020 **CANCELED Motion to Strike** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated
GreenMart of Nevada NLV LLC's Motion to Natural Medicine LLC's Complaint in Intervention, Petition for Judicial Review and/or Mandamus, and Prohibition

04/03/2020 **Motion** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Motion to Modify Preliminary Injunction
Withdrawn;

04/03/2020 **Petition for Writ of Mandamus** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Qualcan, LLC's Petition For Writ Of Mandamus
Denied Without Prejudice;

04/03/2020 **Status Check: Reset Trial Date** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;

04/03/2020  **All Pending Motions** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;
Journal Entry Details:

Mr. Parker advised that his client Frank Hawkins was also present. All parties participated by telephone. PROPOSED ORDERS SHORTENING TIME: There being no objection, COURT ORDERED, the orders shortening time on Mr. Graf's motion for reconsideration, Mr. Parker's motion to compel, and Ms. Welch's objection and motion to quash subpoena served on ATT are APPROVED and SET for Friday, April 10, 2020. MOTION TO MODIFY PRELIMINARY INJUNCTION: Upon Court's inquiry, Mr. Gentile confirmed they filed a notice of withdrawal of this motion. COURT ORDERED, motion WITHDRAWN. Upon the inquiry of Mr. Rose, COURT confirmed that any joinders are also taken off calendar. MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... ..THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT: Pursuant to parties' agreement, COURT ORDERED, motion and oppositions thereto CONTINUED to

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May 8, 2020. MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM: Following arguments by Mr. Rulis and Mr. Kennedy, COURT ORDERED, motion DENIED. While the Court believes there are two avenues this claim could have been brought a counter claim to a counter claim is appropriate, and, given the standards for pleading, it is appropriately pled at this time. QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS: Following arguments by Mr. Christiansen, Ms. Levin, Mr. Koch, and Mr. Parker, COURT ORDERED, the petition is premature, and the issue is not yet ripe; it will be addressed at the time of trial and may be argued in the second phase. Petition DENIED WITHOUT PREJUDICE. STATUS CHECK: RESET TRIAL DATE: COURT ORDERED, matters set on April 20, April 17, with the exception of the motions to compel and the motion to associate on April 17, as well as the matters on April 27 are all RESET on May 8, 2020. Court inquired as to how long the parties will need to complete discovery after the public health emergency. Mr. Kemp advised that he thinks it will take at least two weeks, and Mr. Bice agreed. Mr. Gentile advised he has no problem with the 2-week period but that perhaps this is something they need to talk about. Court noted the Governor has said that everyone should stay home until April 30; if the depositions do not go forward because of that and social distancing the Court will not force people to appear for their deposition. Mr. Gentile agreed with the 2-week timeframe and moving his side's depositions. Mr. Parker noted there may be more than 10 depositions; unless the parties agree to double track again he does not think they can complete those within 10 business days. Mr. Kemp concurred there are more than 10 depositions, but given the time limits he thinks they can be done within 10 business days. Colloquy regarding remaining depositions and noticing them. Mr. Schwarz noted that deponents may be in other states that may have travel restrictions. Upon Mr. Rose's inquiry, Court noted it will not order any depositions; the Court will grant a protective order if someone asked, but if the parties come up with a system the Court will allow them to do so. Mr. Gentile stated he will postpone Conner's and Pupo's. Upon Mr. Rose's inquiry, Mr. Rulis stated MM will move next week's depositions as well. Mr. Dzarnoski advised that Conner's and Pupo's deposition may impact the motion for summary judgment. Court noted the deadline has not changed; if they impact the motion for summary judgment counsel to include it in the language of their opposition. Upon Mr. Schwarz's inquiry, COURT NOTED that with regards to the motions in limine relating to experts whose depositions have not yet been taken, the Court will work with the parties, but other motions should have already been filed. COURT FURTHER NOTED that it is currently not going to reset trial on the June stack as everyone waits to find out what happens. COURT ORDERED, April 20, 2020 trial VACATED. 4-10-20 CHAMBERS PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME 4-10-20 9:00 AM CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME... PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME... DEFENDANT PUPPO'S OBJECTION AND MOTION TO QUASH SUBPOENA DUCES TECUM SERVED ON AT&T AND REQUEST FOR ATTORNEY'S FEES ON ORDER SHORTENING TIME 4-17-20 CHAMBERS CONSOLIDATED PARTY'S APPLICATION FOR ASSOCIATION OF COUNSEL UNDER NEVADA SUPREME COURT RULE 52 4-17-20 9:00 AM ETW MANAGEMENT GROUP LLC'S MOTION TO COMPEL... PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS 5-8-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS... THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT... DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT... DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF

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NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..RURAL REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..JOINDER TO RURAL REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..THRIVE'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..DEPARTMENT OF TAXATION'S JOINDER TO DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO NEVADA ORGANICS REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)... ..DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..THRIVE'S JOINDER TO DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..THE ESSENCE ENTITIES' JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF... ..PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF... ..PLAINTIFF'S NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF... ..JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON THE THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF... ..RURAL REMEDIES, LLC S JOINDER IN NEVADA WELLNESS CENTER, LLC'S MULTIPLE MOTIONS FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..CLEAR RIVER LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..CIRCLE S FARMS LLC'S LIMITED JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS... ..THE ESSENCES ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..DEEP ROOTS' JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT... ..CLEAR RIVER LLC'S JOINDER TO LONE MOUNTAINS PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT... ..DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT... ..CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT... ..DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY

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JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS... ..CLEAR RIVER LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S MANDAMUS CLAIMS... ..CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS MANDAMUS CLAIMS... ..DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' CLAIMS FOR DAMAGES... ..CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS CLAIMS FOR DAMAGES... ..GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..CLEAR RIVER, LLC'S JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..THRIVE'S JOINDER TO GREENMART OF NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..THE ESSENCE ENTITIES' JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO GREENMART OF NEVADA LLC'S MOTION FOR SUMMARY JUDGMENT... ..QUALCAN LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..JOINDER TO QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..RURAL REMEDIES, LLC'S JOINDER IN QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..NATURAL MEDICINE LLC'S JOINDER TO QUALCAN'S MOTION FOR SUMMARY JUDGMENT AS TO THE ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO VARIOUS BRIEFS... ..DEFENDANT'S MOTION FOR CASE TERMINATING SANCTIONS... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO ESSENCE ENTITIES' MOTION FOR CASE TERMINATING SANCTIONS... ..DEFENDANT DEEP ROOTS' JOINDER TO MOTION FOR CASE TERMINATING SANCTIONS... ..CLEAR RIVER LLC'S JOINDER TO ESSENCE ENTITIES MOTION FOR CASE TERMINATING SANCTIONS... ..CIRCLE S FARMS LLC S JOINDER TO THE ESSENCE ENTITIES MOTION FOR CASE TERMINATING SANCTIONS... ..STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY... ..ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE... ..CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO ESSENCE ENTITIES MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE... ..CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE... ..MOTION TO SEAL EXHIBIT 2 TO ESSENCE PARTIES' OPPOSITION TO MOTION TO MODIFY PRELIMINARY INJUNCTION... ..NATURAL MEDICINE LLC'S JOINDER TO NEVADA WELLNESS, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT;

04/10/2020	<p>Motion For Reconsideration (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Clear River, LLC's Motion to Reconsider the Court's Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez For Deposition on Order Shortening Time</i></p> <p>Motion Granted; Clear River, LLC's Motion to Reconsider the Court's Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez For Deposition on Order Shortening Time</p>
04/10/2020	<p>CANCELED Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce Additional Documents</i></p>
04/10/2020	<p>CANCELED Motion to Quash (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated</i></p>


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	<i>Defendant Pupo's Objection and Motion to Quash Subpoena Duces Tecum Served On AT&T and Request for Attorney's Fees on Order Shortening Time</i>
04/10/2020	<p>CANCELED Motion to Reconsider (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Clear River, LLC's Motion to Reconsider the Court's Order Granting Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce John Kocer and Norton Arbelaez for Deposition on Order Shortening Time</i></p>
04/10/2020	<p>Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce Additional Documents on Order Shortening Time</i></p> <p>Motion Granted; Plaintiff Nevada Wellness Center, LLC's Motion to Compel Clear River, LLC to Produce Additional Documents on Order Shortening Time</p>
04/10/2020	<p>CANCELED Motion to Quash (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Defendant Pupo's Objection and Motion to Quash Subpoena Duces Tecum Served on AT&T and Request for Attorneys' Fees on Order Shortening Time</i></p>
04/10/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME . PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME All counsel participated via court call. Following arguments by Mr. Graff and Mr. Parker in support of their respective positions, COURT ORDERED, Motion for Reconsideration, GRANTED. COURT ADVISED the change of ownership letter dated April 19, 2019 was new information. The witnesses do not need to be produced by Clear River, however, it does not preclude Mr. Parker from taking their deposition, noting Clear River was not required to produce them given the change of ownership in April, 2019. As to Plaintiff's Motion to Compel, COURT stated its findings and ORDERED, Motion GRANTED. Court advised Mr. Graff he did not comply with the Nevada Supreme Court rules on sealing and redacting court records. COURT FURTHER ORDERED, Mr. Graff to produce documents within ten (10) days and to notify parties pursuant to paragraph 13 of the stipulated protective order in case A714476 of this Court's order, so if challenged, the Court can hear it immediately. Court advised there are a number of motions set on May 8, and it would like to do them in segments. It would like counsel, as a group, after the reply briefs are filed, to provide the Court with a proposed list of the schedule so the Court can determine how the parties are going to do the hearings. ;</i></p>
04/14/2020	<p>CANCELED Calendar Call (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated</i></p>
04/15/2020	<p> Minute Order (1:08 PM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Minute Order: Clear River's Request for OST on Motion to Dismiss</i></p> <p>Minute Order - No Hearing Held;</p> <p>Journal Entry Details:</p> <p><i>COURT ORDERED, the request for Order Shortening Time by Clear River for its motion to dismiss ("Defendant in Intervention, Clear River, LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ Of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies' Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics' Complaint and, (6) Natural Medicine's Complaint for Failing to Comply with NRS 233b.130(2)(D)") is DENIED. The motion may be scheduled on the normal course. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-15-20 ;</i></p>
04/16/2020	<p>CANCELED Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Set in Error</i></p>

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04/17/2020	<p>Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>ETW Management Group LLC's Motion to Compel</i> Granted in Part;</p>
04/17/2020	<p>Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff's Motion to Compel Privilege Logs</i> Granted in Part;</p>
04/17/2020	<p>Motion to Associate Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Consolidated Party's Application For Association Of Counsel Under Nevada Supreme Court Rule 52</i> Granted;</p>
04/17/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>MINUTES Matter Heard; Journal Entry Details: <i>All parties appeared by telephone. CONSOLIDATED PARTY'S APPLICATION FOR ASSOCIATION OF COUNSEL UNDER NEVADA SUPREME COURT RULE 52: COURT ORDERED, motion RESET from the chambers calendar on this morning's calendar and GRANTED as unopposed. By accepting this admission, Counsel agrees to submit to jurisdiction and appear without subpoena for any proceedings required by the Court which relate to Counsel's conduct in this matter including motions, depositions, and evidentiary hearings. SCR 42(13)(a). ETW MANAGEMENT GROUP LLC'S MOTION TO COMPEL...PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS: Following arguments by Mr. Bult, Mr. Bice, Mr. Wight, Mr. Graf, Mr. Gutierrez, Ms. Shell, and Mr. Parker, COURT ORDERED, the meet-and-confer process was adequate. As a result, the Court will proceed with the motion; the text messages do not rise to the level of common interest protection, because they were not in anticipation of legal action or other legal proceedings; they were in the context of the application process, which is not a litigation proceeding; with respect to Greenmart, the identification of the consultant needs TO BE PROVIDED within five (5) days; because of the mixed roles of the attorneys in giving legal and business advice, those attorneys who assisted in the process needs to have those communications reviewed in camera; the parties may SUPPLEMENT their privilege logs related to attorney-client privilege within five (5) days; after the five-day period, ETW will review any supplemental privilege logs and make a determination as to whether they still have challenges; after that time, which is in about 10 days, ETW will PROVIDE the Court with a status report identifying those particular documents that remain at issue for which an in camera review is requested; if an in camera review is requested, the party who is seeking protection will need to SUBMIT the privilege log in Excel or Word on a thumb drive, the players list, and the redacted and unredacted versions of the documents for which they are seeking protection; those will be SUBMITTED BY MAIL; the Court and the Judicial Executive Assistant will arrange a way for the Court to review them after they are disinfected, and the thumb drives will be MARKED as Exhibits, SEALED, and placed in the Vault after the Court issues its ruling. Upon Mr. Parker's inquiry, COURT FURTHER ORDERED, it is NOT ORDERING production of the agreements; however, the Court is making a determination that because of the murky nature of the line between business and legal advice, there is no reason that the Court should award fees to any of the parties in this issue. COURT ORDERED, matter SET for status check on a status report by ETW on May 1, 2020 in chambers. After the Court receives that status report, the Court will issue a separate minute order identifying the particular documents that need to be provided for in camera review by each of the parties. COURT, addressing Mr. Bice, REITERATED that the text messages need to be produced and that production in a week would be lovely. COURT FURTHER DIRECTED the parties to come up with a plan on how the motions set on May 8, 2020 will be divided prior to that time; otherwise, 3 days will be needed for these motions. At the request of Mr. Rulis, per discussion and agreement with Ms. Stout, COURT ORDERED, DH Flamingo's motion for summary judgment on MM Development counterclaims CONTINUED from May 8 to May 22, 2020. 5-1-20 CHAMBERS STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW;</i></p> <p>SCHEDULED HEARINGS  Status Check (05/01/2020 at 3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 05/01/2020, 05/15/2020, 05/22/2020</p>

CASE SUMMARY


CASE NO. A-19-787004-B

Status Check: ETW's Status Report on Identification of Particular Documents for Review

04/20/2020	CANCELED Bench Trial (1:30 PM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i>
04/24/2020	Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Strive Wellness of Nevada LLC's Motion to Voluntarily Dismiss and/or Withdraw Strive Wellness of Nevada's Complaint in Intervention and Dismiss as Party from Matter Entirely</i> Granted;
04/24/2020	Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 04/15/2020 Motion <i>Euphoria Wellness LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time</i> Granted;
04/24/2020	 All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Minute Order - No Hearing Held; Journal Entry Details: <i>STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY...EUPHORIA WELLNESS LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY: The Court, having reviewed Strive's Motion to Dismiss and the related briefing and being fully informed, GRANTS the motion. Given the limited involvement of Strive, dismissal without payment of fees is appropriate. Counsel for Strive is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing and argument. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order or judgment. EUPHORIA WELLNESS LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) Euphoria's Motion to Dismiss is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-27-20;</i>
05/01/2020	 Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 05/01/2020, 05/15/2020, 05/22/2020 <i>Status Check: ETW's Status Report on Identification of Particular Documents for Review</i> Matter Continued; Matter Continued; Minute Order - No Hearing Held; Matter Continued; Matter Continued; Minute Order - No Hearing Held; Matter Continued; Matter Continued; Minute Order - No Hearing Held; Journal Entry Details: <i>Court reviewed ETW's report filed April 27, 2020. NOR, Essence, Thrive, and Clear River to PROVIDE most current privilege log in Excel or MSWord, documents identified in the status report (including unredacted versions), and a player's list to the Court on a USB drive for in camera review of the privilege claims. Matter CONTINUED 2 weeks for a status check on submission/review. ...5-15-20 - CHAMBERS CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-1-20;</i>

CASE SUMMARY

CASE NO. A-19-787004-B

05/05/2020	 Minute Order (10:52 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order: Court's Disclosure</i> Minute Order - No Hearing Held; Journal Entry Details: <i>Court spoke to Mr Smith (by answering the phone by accident) about the format of documents for in camera review. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-5-20;</i>
05/08/2020	Motion to Seal/Redact Records (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion to Seal Exhibit 2 to Essence Parties' Opposition to Motion to Modify Preliminary Injunction</i> Granted;
05/08/2020	Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant in Intervention, Clear River LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine's Complaint for Failing to Comply with NRS 233B.130 (2)(d)</i> Denied;
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Helping Hands Wellness Center, Inc. s Joinder To Clear River, LLC s Motion To Dismiss</i> Minute Order - No Hearing Held;
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Deep Roots Medical LLC's Joinder to Clear River, LLC's Motion to Dismiss</i> Minute Order - No Hearing Held;
05/08/2020	Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Green Life Productions, LLC s Motion to be Dismissed as a Party and Withdraw its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time</i> Granted;
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, Llc S Joinder To Defendant In Intervention, Clear River, Llc S Motion To Dismiss: (1) Nevada Wellness Center, Llc S Second Amended Complaint In Intervention, Petition For Judicial Review Or Writ Of Mandamus; (2) Strive Wellness Of Nevada, Llc S Complaint; (3) Rural Remedies, Llc S Amended Complaint; (4) Qualcan, Llc S Amended Complaint; (5) High Sierra Holistics, Llc S Complaint; And (6) Natural Medicine, Llc S Complaint For Failing To Comply With Nrs 233b.130(2)(D)</i>
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Wellness Connection of Nevada, LLC'S Joinder to Clear River, LLC'S Motion to Dismiss</i> Minute Order - No Hearing Held;
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Clear River LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC s Second Amended Complaint in Intervention, Petition for Judicial Review or Writ of Mandamus; (2) Strive Wellness Complaint; (3) Rural Remedies Amended Complaint; (4) Qualcan s Amended Complaint; (5) High Sierra Holistics Complaint and, (6) Natural Medicine s Complaint for Failing to Comply with NRS 233B.130 (2)(d)</i> Minute Order - No Hearing Held;
05/08/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxations Joinder to Clear River, LLC Motion to Dismiss</i> Minute Order - No Hearing Held;
05/08/2020	Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Medical Group, LLC s Motion to be Dismissed as A Party and Withdraw Its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Granted;

05/08/2020



All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order - No Hearing Held;

Journal Entry Details:

GREEN LIFE PRODUCTIONS, LLC S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the GreenLife Productions' Motion to be Dismissed is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. DEFENDANT IN INTERVENTION, CLEAR RIVER LLC'S MOTION TO DISMISS (1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND, (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130 (2)(D)... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS (1) NEVADA WELLNESS CENTER, LLC S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND, (6) NATURAL MEDICINE S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130 (2)(D)... ..DEPARTMENT OF TAXATIONS JOINDER TO CLEAR RIVER, LLC MOTION TO DISMISS... ..HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS... ..DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS... ..LONE MOUNTAIN PARTNERS, LLC S JOINDER TO DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC S MOTION TO DISMISS: (1) NEVADA WELLNESS CENTER, LLC S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS OF NEVADA, LLC S COMPLAINT; (3) RURAL REMEDIES, LLC S AMENDED COMPLAINT; (4) QUALCAN, LLC S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS, LLC S COMPLAINT; AND (6) NATURAL MEDICINE, LLC S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)... ..WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS: The Court, having reviewed Clear River's Motion to Dismiss and the related briefing and being fully informed, DENIES the motion. Relation back applies to the amendments. In addition, due to the Department of Taxation s procedures, the deadline may have factual issues on timeliness which may be renewed at trial. Mr. Parker is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order. NEVADA MEDICAL GROUP, LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Matter RESET from the May 8, 2020 oral calendar. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Nevada Medical Group Motion is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. MOTION TO SEAL EXHIBIT 2 TO ESSENCE PARTIES' OPPOSITION TO MOTION TO MODIFY PRELIMINARY INJUNCTION: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the motion to seal is deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-13-20;

05/08/2020

Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on

CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Defendant-Intervenor, Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Deep Roots Medical LLC's Joinder to Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Nevada Organic Remedies LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Joinder to Nevada Organics Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Nevada Organic Remedies, LLC's Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6)</i> Denied;
05/08/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages</i> Granted;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims</i> Denied;
05/08/2020	Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Essence Entities' Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i> Granted in Part;

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CASE NO. A-19-787004-B

05/08/2020	Motion for Sanctions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant's Motion for Case Terminating Sanctions</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Essence Entities' Motion for Case Terminating Sanctions</i> Denied;
05/08/2020	Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Essence Entities Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to their NRCP 30(b)(6) Designee</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Deep Roots' Joinder to Motion for Case Terminating Sanctions</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiff's Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River, LLC's Joinder to the Essence Entities' Motion In Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30(b)(6) Designee</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River LLC's Joinder to Essence Entities Motion for Case Terminating Sanctions</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Motion for Summary Judgment on Plaintiff's Mandamus Claims</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Wellness Connection Of Nevada, LLC's Joinder To Various Briefs</i> Decision Made;

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05/08/2020	Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder To The Essence Entities' Motion In Limine To Preclude Plaintiffs From Admitting Evidence Contrary To Their NRCP 30(B)(6) Designee</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LL' s Joinder to The Essence Entities' Motion for Case Terminating Sanctions</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Limited Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims</i> Granted in Part;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC s Joinder to Department of Taxation s Motion for Summary Judgment on Plaintiff S Mandamus Claims</i> Denied;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder To Department of Taxation's Motion For Summary Judgment On Plaintiffs' Claims For Damages</i> Granted;
05/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - Set in Error</i> <i>Strive Wellness of Nevada, LLC's Joinder To Nevada Wellness Center, LLC's Opposition To Deep Roots Medical LLC's Motion For Partial Judgment And All Joinders Thereto</i>
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages</i> Granted;
05/08/2020	CANCELED Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - On In Error</i> <i>Green Life Productions, LLC's Motion to be Dismissed as a Party and Withdraw Its Motion for Intent to Participate and Ex Parte Application for Order Shortening Time</i>
05/08/2020	Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Opposition Of TGIG Plaintiffs To Department Of Taxation s Motion For Summary Judgment On The TGIG Plaintiffs Mandamus Claims And Counter-Motion For Summary Judgment In Favor Of The TGIG Plaintiffs And Against The Nevada Department Of Taxation With Respect To All Claims Brought By The TGIG Plaintiffs In This Action</i> No Ruling;
05/08/2020	Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC s Joinder in Opposition Of TGIG Plaintiffs To Department Of Taxation s Motion For Summary Judgment On The TGIG Plaintiffs Mandamus Claims And Counter-Motion For Summary Judgment In Favor Of The TGIG Plaintiffs And Against The Nevada Department Of Taxation With Respect To All Claims Brought By The TGIG Plaintiffs In This Action</i> No Ruling;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots Medical LLC's Joinder to Various Replies</i> Decision Made;
05/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review</i>

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05/08/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Decision Made;

Journal Entry Details:

As to Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6): Argument by Mr. Koch. Argument by Mr. Parker. Argument by Mr. Gentile regarding deposition of their expert. Argument by Mr. Bult. Court stated its findings and ORDERED, Motion DENIED; As to Defendant's Motion for Case Terminating Sanctions: Argument by Mr. Bice. Court inquired whether there were any violations in the notices. Mr. Bice advised there were none. Argument by Mr. Gentile believing no sanctions were not necessary and noted there had been several mediations. Mr. Bult joined in Mr. Gentile's argument and noted ETW parties have been participating in discovery, however, believed parties were not liking the answers given in depositions. Argument by Mr. Parker. Mr. Smith joined in arguments. Further argument by Mr. Bice. Court noted current rule is Plaintiffs are to provide discovery pursuant to 16.1, stated there are significant issues related to 30(b)(6), however, does not rise to the level of sanctions and noted an Evidentiary Hearing could be conducted and ORDERED, motion DENIED; At to Essence Entities' Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30 (b)(6) Designee: Argument by Mr. Bice. Argument by Mr. Gentile. Mr. Bult joined in Mr. Gentile's argument. Argument by Mr. Parker regarding evasiveness in deposition. Mr. Christiansen submitted on all arguments. Further arguments by Mr. Bice. COURT ORDERED, motion GRANTED IN PART as to parties' 30 (b) (6) and stated they cannot offer exhibits. As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims: Argument by Mr. Shevorski. Argument by Mr. Savarese. Argument by Mr. Fetaz. Argument by Mr. Parker noting several DOT employees' depositions have not been taken. Mr. Christiansen joined in arguments. Mr. Gamble joined in argument and noted they had not addressed DOT participation. Further argument by Mr. Shevorski. COURT ORDERED, motion GRANTED IN PART to the extent that there is a section 1983 being made, the Department is not a person which does not preclude the parties who have named individuals from proceeding and remainder of the motion is DENIED as it relates to those other constitutional basis; As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims: Argument by Mr. Levin stating the Plaintiffs have no evidence and believed claims fail as a matter of law. Argument by Mr. Savarese. Argument by Mr. Fetaz. Argument by Mr. Parker requesting change of scoring of applicants. Mr. Christiansen joined in arguments. Argument by Mr. Gamble. Argument by Mr. Rulis believing there had failed to grade them properly and should have been give credit. Further argument by Mr. Levin. COURT ORDERED, motion DENIED; As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages: Mr. Shevorski submitted on the motion. Court inquired how you figure \$3,500,000.00 without calculations. Argument by Mr. Fetaz and noted they could provide itemization to the Court if needed. Argument by Mr. Shevorski. Argument by Mr. Hunt. Further argument by Mr. Fetaz. Argument by Mr. Parker. Argument by Mr. Christiansen. Argument by Mr. Gamble. COURT ORDERED, motion GRANTED, however, cap does not apply to any one named in 1983 claims.;

05/11/2020



Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion to Withdraw as Counsel for Green Therapeutics, LLC

Granted;

Journal Entry Details:

Pursuant to Administrative Order 20-01, the Court decides this matter without the necessity of oral argument. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Motion to Withdraw is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order including the last known address, email address, and all upcoming dates including all dates for pretrial compliance with NRCP 16.1 within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-11-20;

05/12/2020



Minute Order (12:20 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: In Camera Review

Minute Order - No Hearing Held;



Journal Entry Details:

The Court has completed the in camera review of the documents submitted. The submission is MARKED as Court's Exhibit 1 and SEALED as it contains privileged information. The ruling

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is on Court's Exhibit 2 which may be distributed to all counsel. CLERK'S NOTE: A copy of this minute order and Court's Exhibit 2 were distributed via Odyssey File and Serve. / dr 5-12-20;

05/15/2020	<p>Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Defendant Agua Street LLC & Kindibles, LLC's Motion to be Dismissed as Parties and Kindibles, LLC's Motion to Withdraw Notice of Intent to Participate; Ex Parte Application for Order Shortening Time</i></p> <p>Granted;</p>
05/15/2020	<p>CANCELED Motion to Dismiss (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Defendants Augua Street, LLC, and Kindibles, LLC's Motion to be Dismissed as Parties, and Kindibles, LLC's Motion to Withdraw Notice of Intent to Participate</i></p>
05/15/2020	<p> All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Minute Order - No Hearing Held;</p> <p>Journal Entry Details:</p> <p><i>DEFENDANT AGUA STREET LLC & KINDIBLES, LLC'S MOTION TO BE DISMISSED AS PARTIES AND KINDIBLES, LLC'S MOTION TO WITHDRAW NOTICE OF INTENT TO PARTICIPATE; EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), Aqua Street's Motion to be Dismissed as a Party is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW: COURT ORDERED, matter CONTINUED to Friday, May 22, 2020 in chambers. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-20-20;</i></p>
05/15/2020	<p> Minute Order (8:54 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Minute Order: Submission by Thrive by In Camera Review</i></p> <p>Minute Order - No Hearing Held;</p> <p>Journal Entry Details:</p> <p><i>Court is in receipt of the submission by Thrive for in camera review. Counsel to provide a copy of the privilege log in Excel or Word. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-15-20;</i></p>
05/15/2020	<p>Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Rural Remedies, LLC's Motion for Partial Summary Judgment</i></p> <p>Denied Without Prejudice;</p>
05/15/2020	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>GreenMart of Nevada NLV LLC's Motion for Summary Judgment</i></p> <p>Denied Without Prejudice;</p>
05/15/2020	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Qualcan LLC's Motion for Summary Judgment as to the D.O.T.'s Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i></p> <p>Denied Without Prejudice;</p>
05/15/2020	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Plaintiff's Nevada Wellness Center LLC's Motion for Summary Judgment on Third, Fourth, and Fifth Claims for Relief</i></p> <p>Denied Without Prejudice;</p>
05/15/2020	<p>Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Plaintiff Nevada Wellness Center, LLC's Motion for Partial Summary Judgment on Second Claim for Relief</i></p> <p>Denied Without Prejudice;</p>

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05/15/2020	Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots Medical, LLC's Motion for Partial Summary Judgment</i> Denied Without Prejudice;
05/15/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff Nevada Wellness Center, LLC's Motion for Summary Judgment on First Claim for Relief</i> Granted in Part;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Joinder to GreenMart of Nevada LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River, LLC'S Joinder to Greenmart of Nevada NLV LLC'S Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Greenmart of NLV LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Deep Roots Medical, LLC's Motion for Partial Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC's Joinder In Nevada Wellness Center, LLC's Multiple Motions For Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC's Joinder in Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine LLC'S Joinder to Qualcan's Motion for Summary Judgment as to the Issuance of Multiple License to a Single Applicant in the Same Jurisdiction</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>The Essence Entities' Joinder to Greenmart of Nevada NLV LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>The Essence Entities' Joinder to Deep Roots Medical LLC's Motion for Partial Summary Judgment</i>

EIGHTH JUDICIAL DISTRICT COURT

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	Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine LLC'S Joinder to Nevada Wellness, LLC's Motion for Partial Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to Qualcan, LLC's Motion for Summary Judgment as to the DOT's Improper Issuance of Multiple Licenses to a Single Applicant in the Same Jurisdiction</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to Nevada Wellness Center, LLC's Motion for Summary Judgment on the Third, Fourth, and Fifth Claims for Relief</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to Rural Remedies LLC'S Motion for Partial Summary Judgment</i> Matter Heard;
05/15/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC's Motion for Summary Judgment</i> Denied Without Prejudice;
05/15/2020	Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>The Essences Entities' Motion for Summary Judgment Against All Plaintiffs</i> Denied Without Prejudice;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Deep Roots Medical LLC's Joinder to Lone Mountain Partners LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots' Joinder to the Essence Entities' Motion for Summary Judgment Against All Plaintiffs</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River, LLC's Joinder to the Essence Entities Motion for Summary Judgment Against All Plaintiffs</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River LLC's Joinder to Lone Mountains Partners LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to Lone Mountain Partners, LLC's Motion for Summary Judgment</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to the Essence Entities' Motion for Summary Judgment Against All Plaintiffs</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant's Joinder To ETW Management Group LLC's Motion For Partial Summary</i>


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	<i>Judgment And All Joinders Thereto</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder To Nevada Wellness Center, LLC's Motion For Partial Summary Judgment On First Claim For Relief And All Joinders Thereto</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder To Nevada Wellness Center, LLC's Motion For Summary Judgment On First Claim For Relief And All Joinders Thereto</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder To Nevada Wellness Center, LLC's Motion For Partial Summary Judgment On Third, Fourth, And Fifth Claims For Relief And All Joinders Thereto</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Tryke Companies So Nv, Llc, Tryke Companies Reno, Llc, And Nuleaf Incline Dispensary, Llc S Joinder To Motions For Summary Judgment</i> Matter Heard;
05/15/2020	Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON ITS THIRD, FOURTH, AND FIFTH CLAIM FOR RELIEF; AND COUNTERMOTION FOR SUMMARY JUDGMENT</i> Denied Without Prejudice;
05/15/2020	Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Lone Mountain Partners, LLC s Joinder To: (1) Department Of Taxation s Opposition To Nevada Wellness Motion For Summary Judgment On First Claim For Relief; (2) Department Of Taxation s Opposition To Nevada Wellness Center LLC s Motions For Summary Judgment On Its Second, Third, Fourth And Fifth Claim For Relief; (3) Department Of Taxation s Opposition To Rural Remedies, LLC s Motion For Partial Summary Judgment; (4) Essence Parties Omnibus Opposition To All Plaintiffs Motions For Summary Judgment; (5) The Essence Parties Objection To Evidence Offered In Support Of Plaintiffs Motion For Summary Judgment; (6) GreenMart of Nevada, NLV, LLC's Opposition To Rural Remedies, LLC s Motion For Partial Summary Judgment; (7) Nevada Organic Remedies, LLC s Opposition To Plaintiff Nevada Wellness Center, LLC s Motions For Summary Judgment On Its First And Second Claim For Relief; (8) Nevada Organic Remedies, LLC s Opposition To Plaintiff Nevada Wellness Center, LLC s Motion For Summary Judgment On Its Third, Fourth And Fifth Claim For Relief; And Countermotion For Summary Judgment; (9) Thrive s Opposition To Plaintiff Nevada Wellness Center, LLC s Motion For Summary Judgment On First Claim For Relief; (10) Thrive s Opposition To Plaintiff Nevada Wellness Center, LLC s Motion For Partial Summary Judgment On Second Claim For Relief; (11) Clear River, LLC s Opposition To Rural Remedies, LLC s Motion For Partial Summary Judgment; (12) Clear River, LLC s Opposition To Plaintiff Nevada Wellness Center, LLC s 1) Motion For Partial Summary Judgment On Second Claim For Relief; And 2) Supplemental Brief In Support Of Its Motion For Partial Summary Judgment On Second Claim For Relief, Specifically Related To Clear River, LLC</i> Denied Without Prejudice;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 04/22/2020 Joinder <i>Strive Wellness of Nevada LLC's Joinder to ETW Management group LLC Motion for Partial Summary Judgment and all Joinders Thereto</i> Matter Heard;
05/15/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Joinder to Various Briefs</i> Matter Heard;

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05/15/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC's Joinder in Various Replies</i> Matter Heard;</p>
05/15/2020	<p>Motion for Partial Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 03/13/2020 Motion for Partial Summary Judgment <i>ETW's Motion for Partial Summary Judgment</i> Denied Without Prejudice;</p>
05/15/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details:</p> <p><i>RURAL REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..JOINDER TO RURAL REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..THRIVE'S JOINDER TO DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..THE ESSENCE ENTITIES' JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO GREENMART OF NEVADA LLC'S MOTION FOR SUMMARY JUDGMENT... ..CLEAR RIVER, LLC'S JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..THRIVE'S JOINDER TO GREENMART OF NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..THE ESSENCE ENTITIES' JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT... ..QUALCAN LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE D.O.T.'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..RURAL REMEDIES, LLC'S JOINDER IN QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..NATURAL MEDICINE LLC'S JOINDER TO QUALCAN'S MOTION FOR SUMMARY JUDGMENT AS TO THE ISSUANCE OF MULTIPLE LICENSE TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..JOINDER TO QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION... ..PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF... ..JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF AND ALL JOINDERS THERETO... ..PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF... ..PLAINTIFF'S NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF... ..JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON THE THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF... ..JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF AND ALL JOINDERS THERETO... ..NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON ITS THIRD, FOURTH, AND FIFTH CLAIM FOR RELIEF; AND COUNTERMOTION FOR SUMMARY JUDGMENT... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER, LLC'S MULTIPLE MOTIONS FOR SUMMARY JUDGMENT... ..NATURAL MEDICINE LLC'S JOINDER TO NEVADA WELLNESS, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..LONE MOUNTAIN PARTNERS, LLC S JOINDER TO: (1) DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF; (2) DEPARTMENT OF TAXATION S OPPOSITION TO NEVADA WELLNESS CENTER LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS SECOND, THIRD, FOURTH AND FIFTH CLAIM FOR RELIEF; (3) DEPARTMENT OF TAXATION S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (4) ESSENCE PARTIES OMNIBUS OPPOSITION TO ALL PLAINTIFFS MOTIONS FOR SUMMARY JUDGMENT; (5) THE ESSENCE PARTIES OBJECTION TO EVIDENCE OFFERED IN SUPPORT OF PLAINTIFFS MOTION FOR SUMMARY JUDGMENT; (6) GREENMART OF NEVADA, NLV, LLC'S OPPOSITION TO RURAL</i></p>

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REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (7) NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS FIRST AND SECOND CLAIM FOR RELIEF; (8) NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON ITS THIRD, FOURTH AND FIFTH CLAIM FOR RELIEF; AND COUNTERMOTION FOR SUMMARY JUDGMENT; (9) THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF; (10) THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF; (11) CLEAR RIVER, LLC S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (12) CLEAR RIVER, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S 1) MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF; AND 2) SUPPLEMENTAL BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF, SPECIFICALLY RELATED TO CLEAR RIVER, LLC... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT... ..DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT... ..CLEAR RIVER LLC'S JOINDER TO LONE MOUNTAINS PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT... ..CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT... ..THE ESSENCES ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..DEEP ROOTS' JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS... ..ETW'S MOTION FOR PARTIAL SUMMARY JUDGMENT... ..DEFENDANT'S JOINDER TO ETW MANAGEMENT GROUP LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND ALL JOINDERS THERETO... STRIVE WELLNESS OF NEVADA LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC MOTION FOR PARTIAL SUMMARY JUDGMENT AND ALL JOINDERS THERETO... ..TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC'S JOINDER TO MOTIONS FOR SUMMARY JUDGMENT... ..RURAL REMEDIES, LLC'S JOINDER IN VARIOUS REPLIES

APPEARANCES CONTINUED: Attorney Andrew Sharples, Attorney Rick Hsu, and Attorney James Donovan, as well as Mr. Frank Hawkins, Client Representative for Nevada Wellness Center. All parties appeared by telephone. Arguments by Mr. Parker, Mr. Fetaz, Mr. Christiansen, Mr. Bice, Mr. Shevovski, Mr. Williamson, Ms. Shell, Mr. Schwarz, Mr. Wight, Mr. Prince, Mr. Dzarnoski, and Mr. Gentile. Court complimented counsel and their staff on the briefing and the way it was put together, including the voluminous exhibits. COURT, noting several requests for 56(d) relief, ORDERED, given the suspension of the depositions as a result of the public health emergency, and given the record before the Court, it is not necessary to continue for the completion of the depositions as the Court has been provided with the expert reports by the Plaintiffs. The testimony at the preliminary injunction is testimony under oath and for purposes of summary judgment is considered the same as a deposition. The findings of fact, however, are preliminary and are not entitled to the same consideration. The Court GRANTS IN PART Nevada Wellness' Motion for Summary Judgment with respect to the first claim for relief; the term "prospective owner" is not ambiguous; the term clearly means those owners at the time of the application who were seeking an award of a license; the Department of Taxation's decision to not require disclosure on the application and to not conduct background checks of persons owning less than 5% prior to the award of a conditional license is an impermissible deviation from the mandatory language of Ballot Question 2, which mandated a background check of each prospective owner, officer, and board member of a marijuana establishment license applicant; the citation to that is NRS 453d.200(6); the Department of Taxation acted beyond its scope of authority when it arbitrarily and capriciously replaced the mandatory requirement of Ballot Question 2 for the background check of each prospective owner, officer, and board member with the 5% or greater standard in NAC 453.255(1); this decision by the Department of Taxation was not one they were permitted to make as it resulted in a modification of Ballot Question 2, in violation of Article 19, section 2, subsection 3, of the Nevada Constitution. COURT ORDERED, with respect to the remaining issues, the applicants were entitled to a fair process, but there remain genuine issues of material facts as to the Plaintiffs' claims, the causation, and the damages. For that reason, the remaining motions are DENIED WITHOUT PREJUDICE to be renewed at the conclusion of Plaintiffs' case at trial. Court further advised the parties that the courtroom has been marked with 25 blue post-it notes that comply with social distancing. COURT DIRECTED the parties to think, as a group, how they will present their case if only 25 participants plus court staff and witnesses are allowed in the courtroom; the Court will hear

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input from the parties at next Friday's hearing, which will use the same call-in information. Upon Mr. Graf's inquiry, Court reiterated that the term "prospective owner" is not ambiguous; it clearly means those owners at the time of the application who were seeking an award of a license and that the Court had read paragraphs 82 and 85 from the original findings of fact and conclusions of law;

05/18/2020



Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Plaintiff Nevada Wellness Center, LLC'S Motion To Enlarge Time For Service
Granted;

Journal Entry Details:

Pursuant to Administrative Order 20-01, the Court decides this matter without the necessity of oral argument. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), Nevada Wellness Center, LLC's Motion to Extend Time for Service is deemed unopposed. Given the current public health emergency, an extension is appropriate until 30 days after the Governor lifts the emergency directive. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-18-20;

05/20/2020



Minute Order (12:33 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: In Camera Review

Minute Order - No Hearing Held;

Journal Entry Details:

The Court has completed the in camera review of the materials identified by Thrive in Court's Exhibit 1. The documents reviewed are contained on the USB drive marked as Court's Exhibit 2. Court's Exhibit 2 is SEALED as it contains privileged communications. Court's Exhibit 3 reflects the ruling of the Court after the review of each document submitted for in camera review. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-20-20;

05/20/2020



Minute Order (1:49 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: In Camera Review of Materials Identified by Clear River

Minute Order - No Hearing Held;

Journal Entry Details:

The Court has completed the in camera review of the materials identified by Clear River in Court's Exhibit 1. The documents reviewed are contained on the USB drive marked as Court's Exhibit 2. Court's Exhibit 2 is SEALED as it contains privileged communications. Court's Exhibit 3 reflects the ruling of the Court after the review of each document submitted for in camera review. Clear River counsel to PROVIDE an unredacted version of 317-319 for review. CLERK'S NOTE: A copy of this minute order and Court's Exhibit 3 were distributed via Odyssey File and Serve. / dr 5-20-20;

05/21/2020



At Request of Court (9:37 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Mr. Rulis and Mr. Smith present in the courtroom on another case. Court asked to speak with Mr. Rulis and Mr. Smith. Court advised that given a rumor about the bankruptcy filing the Court had the Law Clerk reach out to Mr. Koch to get the documents, but the Court and law clerk have been unable to do so. Because the Court is unfamiliar with the Canadian system of orders, the Court would like counsel to engineer a conference call at 1 pm today as to whether or not the hearing should proceed tomorrow. Mr. Rulis advised he does have a call with Mr. Koch at 10 am today and he has all the bankruptcy documents, which he downloaded last night. COURT ORDERED, counsel to set up the conference call for 1 pm today. 5-21-20 1:00 PM TELEPHONIC CONFERENCE AT REQUEST OF COURT RE: BANKRUPTCY FILING;

05/21/2020



Telephonic Conference (1:00 PM) (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference at Request of Court re: Bankruptcy Filing

Matter Heard;

Journal Entry Details:

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Mr. Smith and Mr. Rulis present in the courtroom. Mr. Frank Hawkins, Mr. Parker's client, advised he was also on the conference call along with his partners. Court thanked Mr. Koch for a copy of the order from the Canadian court and inquired how paragraph 44 impacts the proceedings here. Mr. Gamble advised he saw a filing from Nevada Organic Remedies that came after they were provided with the Canadian bankruptcy petition indicating that the entities in this action were not part of the bankruptcy filing in Canada; he has not been able to locate any petition where the debtor in Canada sought recognition of the bankruptcy filing here in the United States, which would be a predicate. Court stated it understood. Mr. Koch advised there is a parent company but it is not a direct owner of his client; his position is that Nevada operations will continue; there is no request that this matter be stayed or modified in any way. Court inquired whether anyone disagreed with Mr. Koch's position. Mr. Rulis stated he agreed there is no stay and agreed with what Mr. Gamble said about there being no filing under Chapter 15 of the bankruptcy code. COURT ORDERED, given the position of Nevada Organic Remedies and the simple request made in paragraph 44 that has not been filed in the United States Bankruptcy Court, the Court will PROCEED with the hearing scheduled tomorrow. Court further advised that it can only accommodate 20 people in addition to court staff in the courtroom, so, it will keep the parties on the telephone tomorrow. Court further explained how this conference call originated, upon the inquiry of Ms. Shell.;

- 05/22/2020 **Motion to Seal/Redact Records (3:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Department of Taxation's Motion to Seal Exhibit F to its Opposition to Nevada Wellness Center, LLC's Motion for Summary Judgment on its First Claim for Relief
Granted;
- 05/22/2020 **Motion to Seal/Redact Records (3:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Plaintiffs' Motion to Seal and Redact Various Filings
Granted;
- 05/22/2020  **All Pending Motions (3:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Minute Order - No Hearing Held;
Journal Entry Details:
STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW: Court has received materials for in camera review from Clear River, Thrive, and Essence. Review of those have been completed. Court has received and is in the process of reviewing NOR materials. DEPARTMENT OF TAXATION'S MOTION TO SEAL EXHIBIT F TO ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON ITS FIRST CLAIM FOR RELIEF...PLAINTIFFS' MOTION TO SEAL AND REDACT VARIOUS FILINGS: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), the motions to seal are deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motions are GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-26-20;
- 05/22/2020 **Motion for Summary Judgment (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
D.H. Flamingo, Inc. and Surterra Holdings, Inc.'s Motion for Summary Judgment Against MM Development Company, Inc.
Clerical error
Motion Denied;
- 05/22/2020 **CANCELED Motion (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Vacated
Natural Medicine LLC s Motion For Voluntary Withdrawal Of Complaint In Intervention And Dismissal
- 05/22/2020 **Motion for Summary Judgment (9:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Pure Tonic Concentrates LLC'S Motion for Summary Judgment on all Plaintiffs' Operative Complaints
Duplicate of motion for summary judgment set 5/22/20
Granted in Part;

CASE SUMMARY

CASE NO. A-19-787004-B

05/22/2020	<p>Motion for Summary Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 03/27/2020 Motion for Summary Judgment <i>Defendant Pure Tonics Motion for Summary Judgment</i> Granted in Part;</p>
05/22/2020	<p>Motion for Order Extending Time (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time</i> Granted in Part;</p>
05/22/2020	<p>CANCELED Motion for Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - Duplicate Entry</i> <i>Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time</i></p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies LLC's Joinder in ETW Plaintiffs' Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time</i> Matter Heard;</p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>MM Development Company, Inc.'s and Livfree Wellness, LLC's Joinder to ETW's Plaintiffs' Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time</i> Matter Heard;</p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>High Sierra Holistics, LLC'S Joinder to Various Motions for Summary Judgment</i> Matter Heard;</p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine, LLC's Joinder To ETW Plaintiffs' Amended Opposition To D.O.T. Motion For Judgment On The Pleadings On All Petitions For Judicial Review And All Joinders Thereto And Joinder To ETW Plaintiffs' Motion For Order Extending Time To File NRS 233b.133 Opening Brief On Order Shortening Time</i> Matter Heard;</p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>TGIG Plaintiffs' Joinders to Various Oppositions</i> Matter Heard;</p>
05/22/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Wellness Center, LLC s Joinder to ETW Plaintiffs Motion for Order Extending Time to File NRS 233B.133 Opening Brief on Order Shortening Time</i> Matter Heard;</p>
05/22/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details:</p> <p><i>APPEARANCES CONTINUED: Paul Connott, Esq., present on behalf of Brett J. Scolari, Attorneys for Tryke Companies In compliance with Administrative Order 20-1, the above parties participated by BlueJeans video conferencing, CourtCall conferencing and/or telephonic conference call. D.H. FLAMINGO INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC. Arguments by Mr. Kennedy regarding the unfounded claims regarding statements by Mr. Spirtos, which intentionally interfered with and created an economic disadvantage for MM Development and third parties. Further arguments by Mr. Kennedy regarding the lack of merit of such claims, evidence of damages and causation. Argument by Mr. Kemp regarding the evidence provided and the damages caused to MM Development. Further arguments by Mr. Kemp regarding the viability of its claims against DH Flamingo. Upon Court's inquiry, Mr. Kemp advised in addition to the chart of stock prices, other evidence of damages suffered by MM Development included the testimony of his undeposed clients. Following arguments of</i></p>

CASE SUMMARY**CASE No. A-19-787004-B**

counsel, Court ORDERED, Motion DENIED as there is limited evidence related to the damages; however, the stock price information provided in the Opposition is sufficient to defeat summary judgment. MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS . . . THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT Arguments by Mr. Kemp regarding the improper ranking or grading, and the building and financial scoring errors made related to MM Development and Livfree Wellness as opposed to other applicants. Further arguments by Mr. Kemp regarding the appeal filed to correct the errors and the independent and unilateral decision made by Mr. Jorge Pupo, instead of by hearing before the Tax Commission. Mr. Shevorski advised the Department of Taxation withdraw its countermotion and argued regarding the merits of and in opposition to the Motion. Further, arguments by Mr. Shevorski regarding question of facts related to the financial strength and unconditional strength of the applicant. Upon Court's inquiry, Mr. Shevorski advised he believed Mr. Pupo was correct as there is no appeal to the Tax Commission. Arguments by Mr. Bice, Ms. Shell and Mr. Koch in support of its various countermotions and Mr. Hone submitted on the pleadings. Following arguments by counsel, Court STATED, the appeal at the interlocutory order granting injunctive relief does not relieve the Court of jurisdiction in this matter and ORDERED, Motion GRANTED IN PART, solely as to the appeal of the scoring errors that were made to Mr. Pupo. For that issue, the relief granted by the Court is a REMAND to the Tax Commission and/or the Cannabis Compliance Board, whichever has authority or believes it has authority over the appeal made by MM Development and LivFree Wellness. Colloquy regarding scheduling and the changes thereto, Order Shortening Time regarding Bond and impact regarding certain matters related thereto, facilities to accommodation the parties during trial and various matters. DEFENDANT PURE TONICS' MOTION FOR SUMMARY JUDGMENT . . . PURE TONIC CONCENTRATES LLC'S MOTION FOR SUMMARY JUDGMENT ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS Upon Court's inquiry, Mr. Hsu addressed the issue related to service. Mr. Hsu advised Pure Tonics Motion was e-filed and e-served to all the parties; no other service was made as it was believed to be unwarranted. Further, Mr. Hsu advised the opposition filed by the TGIG Plaintiffs and joinders by other parties indicated receipt of service of Pure Tonics Motion. Mr. Hsu argued Pure Tonics was an outlier party since the licenses granted were in the outlier counties of Storey and Humboldt. No other Plaintiff applied for a license in Storey County and only Rural Remedies applied in Humboldt County. Further, Mr. Hsu argued none of the Plaintiffs would receive a direct benefit if the Court set aside Pure Tonics licenses nor would there be a direct detriment if the Court allowed Pure Tonics licenses to remain in place. Mr. Gamble stood by his declaration of no service of Pure Tonics Motion; Mr. Parker and Mr. Fetaz joined in Mr. Gamble's declaration of no service and arguments by Mr. Gamble and Mr. Parker in opposition to the merits of the Motion. Mr. Gentile argued regarding the impact on the market share by a rural county and Mr. Fetaz submitted on the pleadings. Further arguments by Mr. Hsu in support of service to all the parties of the Motion, on the merits of the Motion and the oppositions thereto. Following arguments of counsel, Court ORDERED, Motion GRANTED IN PART as to Storey County only since there were no other applicants in Storey County; while there is a potential issue regarding market share related to rural counties, since there were no other applications in those counties the argument fails. Mr. Shu to prepare and submit the order. MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . RURAL REMEDIES LLC'S

CASE SUMMARY**CASE No. A-19-787004-B**

JOINDER IN ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER TO ETW'S PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . NATURAL MEDICINE, LLC'S JOINDER TO ETW PLAINTIFFS' AMENDED OPPOSITION TO D.O.T. MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PETITIONS FOR JUDICIAL REVIEW AND ALL JOINDERS THERETO AND JOINDER TO ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . NEVADA WELLNESS CENTER, LLC S JOINDER TO ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . HIGH SIERRA HOLISTICS, LLC'S JOINDER TO VARIOUS MOTIONS FOR SUMMARY JUDGMENT . . . TGIG PLAINTIFFS' JOINDERS TO VARIOUS OPPOSITIONS Argument by Mr. Bult that good cause existed to grant ETW Plaintiffs' Motion, it was appropriate pursuant to NRS 233B.133 since the State did not file the record, and discovery had not concluded, including certain key depositions. Further, Mr. Bult argued the court suspended all dates of the trial protocol, except for the motions on the briefings as a result of the current CORVID-19 pandemic. Mr. Shervorski submitted on the State's Petition and made no further representations. Upon Court's inquiry, Mr. Shervorski advised the State did not file the record to generate the scheduling order since it was believed pursuant to the Order, the records were confidential. Following arguments of counsel, Court ORDERED, State to FILE the record and/or a motion to seal, if appropriate, within three weeks. COURT FURTHER ORDERED, status check SET regarding filing of the record and/or motion to seal. Colloquy regarding voluntary furlough which may impact the Attorney General's office. 06/19/20 (CHAMBER CALENDAR) STATUS CHECK: FILING OF RECORD AND/OR IN THE ALTERNATIVE MOTION TO SEAL Flagged for follow up. ;

05/27/2020

**Minute Order (9:30 AM)** (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: In Camera Review of Materials Submitted by Nevada Organic Remedies, LLC
Minute Order - No Hearing Held;

Journal Entry Details:

The Court has completed the review of the materials submitted for in camera review. The submission was filed on May 13, 2020. Court's Exhibit 1 is the players list; Court's Exhibit 2 is the first USB drive submitted without Bates numbers, which is SEALED as it contained attorney client privileged material; Court's Exhibit 3 is the second USB drive submitted with Bates numbers, which is SEALED as it contained attorney client privileged material; Court's Exhibit 4 is the Court's ruling. CLERK'S NOTE: A copy of this minute order as well as the Court's ruling (Court's Exhibit 4) was distributed via Odyssey File and Serve. / dr 5-27-20;

06/02/2020

**Minute Order (1:02 PM)** (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: In Camera Review of Documents Submitted by GreenMart
Minute Order - No Hearing Held;

Journal Entry Details:

The Court has completed the in camera review of the documents submitted by GreenMart. Court's Exhibit 1 is the transmission of the materials. Court's Exhibit 2 is the USB which is ORDERED SEALED as it contains attorney client privileged information. Court's Exhibit 3 is the Court's ruling. CLERK'S NOTE: A copy of this minute order as well as Court's Exhibit 3 were distributed via Odyssey File and Serve. / dr 6-2-20;

06/03/2020

**Telephonic Conference (1:00 PM)** (Judicial Officer: Gonzalez, Elizabeth)

Telephonic Conference at Request of Court

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Attorney Paul Conant. Court thanked the parties for submitting their status reports and inquired about the filing of the record by the D.O.T. Mr. Shervorski advised that he hopes to have it on file by Friday; if not on Friday, the week after, on Monday. Court further inquired about the nature of the State's agreement with Mr. Bult that caused the motion to be taken off calendar. Mr. Shervorski stated the nature of the agreement is this: since the Court granted the Plaintiffs more time and since it is 40 days from the filing of the record,, there is no reason for the motion on judgment on the pleadings based on the Court's prior order. Court advised there are 20 chairs in the courtroom which can be used by people other than court staff; this case has more than 20 people, not including party representatives; in order to try the case, the Court has to have another facility; there is a suggestion to use the jury assembly room across the bridge, which is available, except that on

CASE SUMMARY**CASE NO. A-19-787004-B**

June 30th there will not be another facility this case can use in the building in the short term; rather than forcing the parties to start on June 15, the Court will give the parties a chance to convince the Court of other options given the limited realities of facilities that are available. Mr. Bice stated that his side believes the case should proceed; they do not want to delay this matter any longer than necessary; if the Court wants him to submit evidence on this point he can do so; even though his client has not been enjoined by the preliminary injunction, the Plaintiffs have been going around to local jurisdictions and telling them they should not approve any of the licenses because of this existing litigation; they are caught in a catch 22 and it is prejudicial to them for this matter to continue to drag on. Statement by the Court regarding objections. Mr. Bice inquired about a phone line in the jury room. COURT noted that it works but there is a problem with background noise, people talking over each other, etc. Mr. Parker advised that they scheduled depositions that go through July 7 or 9 as of this morning and they have depositions almost everyday starting next week; he does not see how starting on June 15 would work, as they also will be utilizing deposition transcripts. Court further noted it will not deny counsel the right to consult with their clients, but there are only 20 chairs in the courtroom. Court notes the other option is for the parties to rent a facility in another place. Mr. Parker advised they can look at a private space but it will be 3 times the size of the Court's courtroom to observe social distancing, but then they will have to go back to timing. Mr. Rulis inquired about the availability of the jury assembly room. Court stated the jury commissioner is going to start calling jurors for criminal trials; the Court will leave things to the parties, will await additional suggestions, and will give the parties one week to give the Court a plan. Upon Mr. Koch's inquiry regarding which claims to try, COURT NOTED that as long as it is not the claims involving the 1983 allegations, the Court will be happy to do anything in whatever order the parties can manage it. Mr. Bice advised the Plaintiffs are scheduling depositions into July; there is no reason for this to extend into July. COURT NOTED it will need a separate noticed motion from counsel and will sign an OST. Mr. Parker responded to Mr. Bice's argument regarding depositions. COURT directed counsel to file a motion. Court further directed the parties to think about the order they want to proceed; the 1983 items just need to be last. Mr. Hsu advised that in looking at A.O. 20-17 he would ask for him and his client to listen in by telephone. Court confirmed that is an option; the problem is if counsel wants to ask the witness questions it will be very difficult, especially if the witness is on video; that is the risk counsel takes if he appears by remote means.;

06/08/2020	Motion to Strike (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Department of Taxation's Answer to Second Amended Complaint</i>
06/08/2020	Motion to Strike (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff Nevada Wellness Center, LLC's Motion to Strike Certain Defenses in Jorge Pupo's Answer to Second Amended Complaint</i>
06/08/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC'S Joinder In Nevada Wellness Center LLC'S Motion to Strike Certain Defenses In Jorge Pupo's Answer to Second Amended Complaint</i> Matter Heard;
06/08/2020	CANCELED Motion for Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>The Essence Entities' Joinder to the Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Clear River, LLC'S Joinder to Department of Taxation's Motion for Judgment on the Pleadings on all Petitions for Judicial Review</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Deep Roots Medical LLC's Joinder to Department of Taxation's Motion for Judgment on the</i>

CASE SUMMARY

CASE NO. A-19-787004-B

Pleadings on All Petitions for Judicial Review

06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Judgment on the Pleadings on All Petitions for Judicial Review</i>
06/08/2020	CANCELED Motion to Strike (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Lone Mountain Partners, LLC'S Motion to Strike ETW Plaintiffs' Statement of Facts In Support of Oppositions to Motions for Summary Judgment, Filed Under Seal</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Helping Hands Wellness Center, Inc.'s Joinder to Department of Taxation's Motion for Judgment on the Pleadings</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Helping Hands Wellness Center, Inc.'s Joinder to Various Reply Briefs</i>
06/08/2020	CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Wellness Connection Of Nevada, LLC's Joinder To Department Of Taxation's Motion For Judgment On The Pleadings For Judicial Review</i>
06/08/2020	CANCELED Opposition and Countermotion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated</i> <i>Opposition to Lone Mountain Partners, LLC's Motion to Strike ETW Plaintiffs' Statement of Facts in Support of Oppositions to Motions for Summary Judgment, Filed Under Seal and Countermotion for Leave and to Exceed Page Limit re Statement of Facts in Support of Oppositions to Motions for Summary Judgment</i>
06/08/2020	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant/Respondents' Twelve Twelve, LLC's Motion to be Dismissed as a Party and Withdraw Its Notice of Intent to Participate and Ex Parte Application for Order Shortening Time</i> Granted;
06/08/2020	Motion to Release (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>MM Development Company, Inc., and Livefree Wellness, LLC's Motion to Release Duplicative Surety Bond on Order Shortening Time</i> Granted;
06/08/2020	Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/04/2020 Motion to Withdraw As Counsel <i>Bailey Kennedy's Motion to Withdraw as Counsel for D.H. Flamingo, Inc. and Surterra Holdings, Inc on Order Shortening Time</i> Granted;
06/08/2020	CANCELED Motion to Withdraw as Counsel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - Duplicate Entry</i> <i>Bailey Kennedy's Motion to Withdraw as Counsel for D.H. Flamingo, Inc. and Surterra Holdings, Inc on Order Shortening Time</i>
06/08/2020	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; D.O.T. to SUBMIT record within 5 days Journal Entry Details: <i>APPEARANCES CONTINUED: Attorney Dennis Kennedy and Attorney Kelly Stout for D H Flamingo; Attorney Stephanie Smith for Strive; Attorney Andrew Sharples for Circle S Farms.</i>

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Parties appeared telephonically, except for Mr. Kemp who appeared in person. MM DEVELOPMENT COMPANY, INC., AND LIVEFREE WELLNESS, LLC'S MOTION TO RELEASE DUPLICATIVE SURETY BOND ON ORDER SHORTENING TIME: Following arguments by Mr. Kemp and Mr. Parker, COURT ORDERED, motion GRANTED. The bond from the surety may be removed and cash posted to bring the total cash deposit to \$5 million. PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT: Following arguments by Mr. Ireland, Ms. Welch, and Mr. Parker, COURT ORDERED, motion GRANTED IN PART as to the impossibility defense only and DENIED as to all others. DEFENDANT/RESPONDENTS' TWELVE TWELVE, LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Hearing no opposition, COURT ORDERED, motion GRANTED. ~ Upon Court's inquiry of Mr. Bice regarding the motion he mentioned at last week's conference call that he would submit on OST, Mr. Bice stated that he will submit an OST if not today, then tomorrow. ~ Court advised that the Chief Judge suggests the Fifth Street School location for the trial in this matter, because the Court is told that if they do not take advantage of the space, they will lose the ability to use it starting on July 24. Mr. Parker advised that he inquired about the Fifth Street School with the City, and the person in charge of booking said there is no time they can give that would span the length of time for this trial; he also checked with the City Council Chambers and the Clark County Commissioner Chambers, and so he is working with them on dates; he will report back to the Court and anyone else. Mr. Kemp advised that they also contacted the Smith Center, but no one could be found, as well as the Mob Museum about the old courthouse, but the quote per day is ridiculous. Mr. Bice advised they will have a proposal regarding LVCVA and hope to report to the Court this week. Following argument by Mr. Dzarnoski, COURT NOTED it is not having witnesses in the judicial review portion; that is not in the trial protocol. Mr. Dzarnoski continued to argue that in cases regarding alleged irregularity the Court may receive evidence; there is a vast amount of case law where they need to prove the irregularity of the process used; they should be allowed to clarify the record with additional evidence. COURT stated counsel MAY FILE a motion to modify the trial protocol to modify the procedure set forth in Phase I. Upon inquiry by Mr. Gamble, COURT CONFIRMED trial is not going forward on June 15. BAILEY KENNEDY'S MOTION TO WITHDRAW AS COUNSEL FOR D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC ON ORDER SHORTENING TIME: Upon Court's inquiry, Mr. Kennedy confirmed he has heard from the client as far as having to do with payment but not an opposition. COURT ORDERED, motion GRANTED. Counsel to prepare the order of withdrawal and include local Rule 7.42 that a corporation cannot appear in proper person as well as the client's email address and all future dates. COURT ORDERED, matter SET for a status check on resetting trial on Monday, June 2 at 9 am. ~ Court inquired of counsel for D.O.T. regarding the record. Ms. Levin explained they are in the process of filing the applications they need; some were not Bates numbered and some were missing score sheets; they have to determine who is in or who is out; some applications were produced confidentially, some with AEO, and some where not produced at all so they have to look at their internal records; due to the enormous size of these records, their proposal would be, to preserve everyone's confidentiality and designations, to put all of these applications and relevant score sheets on a sort of hard drive or jump drive and submit it to the Court subject to the protective order in place. COURT DECLINED the offer and DIRECTED counsel to FILE the record; counsel can FILE a motion to file portions under seal, but the record of the administrative agency needs to be filed, and the Court would appreciate the record being submitted immediately. Ms. Levin further argued as to the difficulty of the task. Mr. Bice and Mr. Parker argued. COURT NOTED it is the D.O.T. imposing the deadlines on everyone. Following further colloquy on the record submitted to the administrative agency, COURT ORDERED, the D.O.T. has five (5) days to comply and submit the record; counsel may designate by numbers documents previously submitted to the Court or produced; if there is a request for supplementation that will be addressed by motion practice; it does not need to be the entire record; it may be the record plus all these other documents with Bates numbers. Mr. Graf objected to the production of their application in the petition for judicial review in the other part and inquired whether a pleading would have to be submitted. Court concurred they will have to submit a pleading.;

06/15/2020

Motion to Admit Evidence (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time
 Granted in Part;

CASE SUMMARY

CASE NO. A-19-787004-B

06/15/2020	<p>CANCELED Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - Duplicate Entry</i> <i>Qualcan LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i></p>
06/15/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Nevada Wellness Center, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i> Matter Heard;</p>
06/15/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Compassionate Team of Las Vegas, LLC's Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on Order Shortening Time</i> Matter Heard;</p>
06/15/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>ETW Plaintiffs' Joinder to Qualcan, LLC's Motion to Admit Evidence of Damages on an Order Shortening Time</i> Matter Heard;</p>
06/15/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME... ..NEVADA WELLNESS CENTER, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME... ..COMPASSIONATE TEAM OF LAS VEGAS, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME All parties appeared by telephone. Court thanked counsel for D.O.T. for submitting the record on review and asked whether they have the index or whether there is access to it. Mr. Shevorski advised he is not sure if it is in the system. Court inquired as to what "not disclosed" meant. Mr. Shevorski advised that it was Ms. Levin who handled that, but he thinks that might be referring to applications they would have produced to the Plaintiffs and they never produced them back as part of them wanting anyone to consider. Upon further inquiry, Mr. Shevorski confirmed AEO is attorney's eyes only. Court noted that the D.O.T. is asking the parties to look at what was previously produced to them rather than filing with the Court publicly. Mr. Shevorski concurred. COURT DIRECTED the Plaintiffs to discuss on Thursday (June 18, 2020), on which day Mr. Bice's motion is set, whether there are any issues with the record submitted by the D.O.T. and to tell the Court whether there is anything new not previously exchanged by the parties or produced in discovery. Court RECESSED briefly. Following arguments by counsel regarding Qualcan's motion, COURT ORDERED, motion GRANTED IN PART; to the extent that Qualcan had previously disclosed its damages or had application fees that were incurred which the D.O.T. was on notice of, or to the extent that any party disclosed prior to the discovery cut-off which preceded Judge Bell's order, or provided information during the preliminary injunction hearing or any deposition that was a disclosure of damages bases or calculations, the Court will permit those parties to provide that; that includes Compassionate Team being able to seek application fees as mentioned when the Court ruled on the State's motion for summary judgment on May 8th; attorney's fees may be sought post-judgment if there is a valid legal basis for the attorney's fees but not as a separate element of damages because there was not a disclosure at that element of damages. Upon further inquiry by counsel, Court clarified that what it said on May 8th applied to all Plaintiffs and what the Court said on May 8th STANDS. ;</i></p>
06/16/2020	<p> Minute Order (10:46 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order re: USB submitted with Motion to Set Trial on OST</i> Minute Order - No Hearing Held; Journal Entry Details: <i>Court reviewed media file on USB submitted with Motion to Set Trial on OST. COURT ORDERED, USB MARKED as Court's Exhibit 1. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-17-20;</i></p>
06/18/2020	<p> Minute Order (8:24 AM) (Judicial Officer: Gonzalez, Elizabeth)</p>

CASE SUMMARY

CASE NO. A-19-787004-B

Minute Order - No Hearing Held;

Journal Entry Details:

COURT NOTES new flash drive, MARKED as Court's Exhibit 1 for today, delivered this morning. Court reviewed file 02 Public Comment on Court's Exhibit 1. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-18-20;

06/18/2020

Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Events: 06/15/2020 Motion

Motion to Set Trial on Order Shortening Time

Granted;

06/18/2020

Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Counter Claimant's Motion to Set Trial on Order Shortening Time

Granted;

06/18/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Nevada Organic Remedies, LLC's Joinder to Motion to Set Trial on Order Shortening Time
Matter Heard;

06/18/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

MOTION TO SET TRIAL ON ORDER SHORTENING TIME...COUNTER CLAIMANT'S MOTION TO SET TRIAL ON ORDER SHORTENING TIME...NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO MOTION TO SET TRIAL ON ORDER SHORTENING TIME APPEARANCES CONTINUED: Attorney Leo Wolpert for Greenmart; Attorney Paul Conant for Tryke. All counsel appeared by telephone, except for Mr. Shevorsi, Mr. Bice, and Mr. Jordan Smith, who appeared in person. Assistant Court Administrator Andres Moses also present. Court inquired of Mr. Parker, Mr. Gentile, and Mr. Bult whether they had a chance to look at the record that the State filed. Mr. Dzarnoski advised that they received the 73 parts of the administrative record and anticipate filing motions based on what they have read so far, which will include a motion for supplementation and to provide additional evidence and a motion to amend/modify the trial protocol; it will take 10 to 14 days to get those motions on file. Court asked what was missing with the record. Mr. Dzarnoski replied that he had not finished his analysis. Mr. Dzarnoski, Mr. Rulis, and Mr. Bult provided some examples of what they believed was missing. Mr. Parker advised he would also move for supplementation with recordings of the score reviews. Court encouraged counsel to contact Mr. Shevorsi regarding large swaths of information that is missing. Upon Mr. Dzarnoski's inquiry, Court stated it is not requiring a meet-and-confer, just a heads up to Mr. Shevorsi. With regards to the motion to set trial, Court noted it counted about 30 remaining depositions and asked how that can be when the discovery cut-off was before Judge Bell's administrative order, noting that the Court is not including the 1983 claims. Mr. Parker advised he does not believe there are 30 left; they took 2 yesterday and took some last week; they are also working with Mr. Shevorsi and Ms. Levin in perhaps reducing one or two depositions; it would be difficult to get information from one of the witnesses as the witness has tongue cancer. Court noted it combined counsel's and Mr. Bult's lists, took out the duplicates, and got to 30. Following arguments by Mr. Bice, Mr. Conant, Mr. Gamble, Mr. Bult, Mr. Shevorsi, Mr. Kahn, Mr. Prince, Mr. Wight, and Mr. Parker, COURT ORDERED, motion to set trial GRANTED. The Court will meet with Mr. Moses, who will contact the Las Vegas Convention and Visitors Authority and see what time and space constraints there are, noting the need for 14 rows of tables with 2 people per table, plus space for staff and the JAVS system, and, based upon that information, the Court will provide a trial date; if the parties want more than the JAVS, clerk's exhibits, electronic exhibits, and displays for the witness and court, the parties may want to provide their own equipment.;

06/18/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Thrive's Joinder to Motion to Set Trial on Order Shortening Time

06/19/2020



Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: State to File Records and/or in the Alternative Motion to Seal

Minute Order - No Hearing Held;

Journal Entry Details:

Court noted status check on filing of administrative record done in open court on June 18,

CASE SUMMARY

CASE NO. A-19-787004-B

2020. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-22-20;

06/22/2020



Minute Order (1:15 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Setting Final Pre-Trial Conference

Hearing Set;

Journal Entry Details:

COURT ORDERED, matter SET for Final Pre Trial Conference on Friday, July 10, 2020 at 9 am. An amended trial protocol will be filed tomorrow, June 23, 2020 with additional dates for compliance. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-22-20;

06/22/2020



Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: Reset Trial

Matter Heard; trial set for 7/13/20

Journal Entry Details:

APPEARANCES CONTINUED: Attorney Paul Conant for Tryke. Ms. Braster present in the courtroom. All other counsel appeared by telephone. Court advised the Las Vegas Convention and Visitors Authority and Assistant Court Administrator Andres Moses have had productive discussions with general counsel; it appears this case will have a trial start date of July 13; the Court will be doing a walk-through tomorrow afternoon with security staff and court administration; the North Hall is big enough to have 14 rows, 2 columns wide to seat everyone as well as court staff, in compliance with social distancing; it appears the hours and days of trial will need to be extended to get things done prior to the end of August, as there are not yet any cancellations of the September conventions; the space is currently available through the end of August. COURT ORDERED, amended trial protocol will ISSUE that changes the dates and times; trial will start with Phase II of the trial protocol and then catch up with Phase I. COURT ORDERED, trial to COMMENCE on July 13, 2020. The Court hopes to have a floor plan by the end of the week and to ask the Assistant Court Administrator to arrange a group walk-through; counsel may bring their tech people. Colloquy regarding internet access and recording equipment. Mr. Kahn renewed his inquiry regarding cost. Court directed counsel to read State vs. Angel, about a 1990 case.;

06/25/2020

Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Plaintiff Nevada Wellness Center, LLC's Motion to Enlarge Time for Service on an Order Shortening Time

Denied;

06/25/2020

Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

06/25/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO ENLARGE TIME FOR SERVICE ON AN ORDER SHORTENING TIME...STATUS CHECK APPEARANCES CONTINUED: Attorney Mahogany Turfley for Nevada Wellness Center; Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness Center. All parties appeared by telephone. PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO ENLARGE TIME FOR SERVICE ON AN ORDER SHORTENING TIME: Court noted counsel cannot be asking for extensions to serve when trial begins in 2 weeks. Following argument by Mr. Parker, COURT ORDERED, motion DENIED; the prior extension given by the Court was the last one. STATUS CHECK: Mr. Gamble advised that he needs to be with his wife for a battery of procedures beginning in July and asked whether the Court would consider a motion on OST to perhaps sever Rural Remedies from this action. COURT DIRECTED Mr. Gamble to send over an OST and the Court will be happy to address it. Court discussed the space to be designated as a temporary courtroom facility for the trial. Counsel confirmed they received the map. Mr. Williamson inquired whether they can use the repository for pre-trial disclosures. Court noted it does not know about the repository but if the parties reach an agreement the Court will be okay with it. Mr. Williamson inquired whether the pre-trial conference will be onsite or not. Court stated counsel may appear by telephone; however, the Court does not know whether the set-up will be finished by the 10th. Mr. Parker inquired whether the Court will allow them to serve the remaining 20 parties by publication. Court

CASE SUMMARY

CASE NO. A-19-787004-B

stated it WILL NOT. Upon Mr. Parker's further inquiry, Court confirmed it will entertain a motion. Mr. Smith advised they also have a motion to extend time for service set in July and will submit an OST. Mr. Smith inquired whether they should serve the parties that have already asked to be dismissed. Court stated it is up to counsel. Mr. Christiansen inquired about depositions or prior preliminary injunction hearing testimony. Court DIRECTED counsel to designate those ahead of time; there is an objection process in the amended trial protocol, and the Court will rule on that evidence at the pre-trial conference; during the case-in-chief, that evidence will be presented either by video or by a person reading the depositions. Further colloquy regarding witnesses. Upon Mr. Prince's inquiry regarding duplicative testimony, Court stated it will not rely on its memory of what happened over a year ago; witness testimony will have to be presented anew. Court FURTHER DIRECTED counsel to email the Court their best estimate of the length of this trial by Monday afternoon via a status report, understanding that there may be additional cancellations of conventions that will occur given Covid-19 issues.;

06/29/2020	<p>Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/24/2020 Motion in Limine to Exclude Expert Witness <i>Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/24/2020 Motion in Limine <i>Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i> Denied;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Deep Roots Medical LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Limit Trial Testimony of Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i> Matter Heard;</p>
06/29/2020	<p>Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to Lone Mountain Partners, LLC's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

	Matter Heard;
06/29/2020	Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River's Joinder to Lone Mountain's Motion in Limine to Limit Trial Testimony re Greg Smith and Preclude Untimely Supplementation and Application for Order Shortening Time</i> Matter Heard;
06/29/2020	Joinder to Motion in Limine (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clear River's Joinder to Lone Mountain's Motion in Limine to Exclude Expert Testimony of Larry Holifield and Application for Order Shortening Time</i> Matter Heard;
06/29/2020	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <p><i>LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME... ..LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME... ..DEPARTMENT OF TAXATION'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME... ..DEPARTMENT OF TAXATION'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME... ..DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME... ..CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME... ..CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME APPEARANCES CONTINUED: Attorney Paul Conant for Tryke; Attorney Stephanie Smith for Natural Medicine. All parties appeared by telephone except for Mr. Parker and Mr. Hunt. Following arguments by counsel, COURT ORDERED, motions DENIED; however, this does not prevent supplementation regarding Smith which goes to the truly new information from depositions.;</i></p>
06/30/2020	 Minute Order (8:35 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order Advancing Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever</i> Minute Order - No Hearing Held; Journal Entry Details: <p><i>COURT ORDERED, Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever is ADVANCED to today, June 30, 2020. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-30-20;</i></p>
06/30/2020	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/24/2020 Motion to Dismiss <i>Compassionate Team of Las Vegas, LLC's Motion to be Dismissed as a Party on Order Shortening Time</i> Granted;
06/30/2020	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/24/2020 Motion to Dismiss <i>Motion to Voluntarily Dismiss and/or Drop Tryke Companies So NV, LLC, Tryke Companies</i>

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Reno, LLC, and Nuleaf Incline Dispensary, LLC on Order Shortening Time Granted;</i>
06/30/2020	Motion to Sever (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/26/2020 Motion <i>Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever Granted;</i>
06/30/2020	Motion to Sever (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever Granted;</i>
06/30/2020	 All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details: <i>DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO SEVER...MOTION TO VOLUNTARILY DISMISS AND / OR DROP TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC ON ORDER SHORTENING TIME...COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO BE DISMISSED AS A PARTY ON ORDER SHORTENING TIME APPEARANCES CONTINUED: Attorney Paul Conant for Plaintiffs Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC in Case A-19-786962-B; Frank Hawkins, Client Representative for Nevada Wellness Center. Parties appeared by telephone. DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO SEVER: Following argument by Mr. Gamble, COURT ORDERED, it will not require Mr. Gamble to provide medical information related to his wife's medical condition; the Court will take counsel at his word and sympathizes with him; collateral estoppel will likely be in play. The Court believes Mr. Bice is probably right. COURT ORDERED, motion to sever GRANTED understanding that it is likely going to be a collateral estoppel when they get there. Court directed Mr. Gamble to run the order by Mr. Bice prior to submission. Colloquy between Ms. Welch, Mr. Hsu, and Mr. Gamble. Court noted this only relates to Phase II. MOTION TO VOLUNTARILY DISMISS AND / OR DROP TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC ON ORDER SHORTENING TIME: Following arguments by Mr. Conant and Mr. Bice, COURT ORDERED, motion GRANTED on the following conditions: (1) if someone wants to seek attorney's fees and costs post-trial, they may;(2) a representative 30(b)(6) will appear at a deposition that is properly noticed at a convenient time. DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO SEVER: COURT ORDERED, motion GRANTED as unopposed. ~ Court inquired as to who is coordinating with Holo. Mr. Rulis advised that one issue is that Holo did not know what their role would be in this trial and he wanted to talk about substituting Litigation Services for Holo; the document depository is with Litigation Services. COURT ORDERED, there being no objection, the request to change from Holo to Litigation Services is GRANTED. Mr. Smith volunteered himself and Mr. Rulis to coordinate with Litigation Services. Court directed the Clerk to reach out to I.T. regarding the latter's availability next week.;</i>
07/02/2020	Motion to Sever (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiff Nevada Wellness Centers, LLC's Motion to Serve Defendants Via Secretary of State, or in the Alternative, Motion to Serve Defendants Via Publication on Order Shortening Time Granted in Part;</i>
07/02/2020	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/26/2020 Motion to Dismiss <i>Defendant/Respondent WaveSeer of Nevada, LLC's Motion (1) to be Dismissed as a Party and (2) to Withdraw Statement of Notice of Intent to Participate on Order Shortening Time Granted;</i>
07/02/2020	Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 06/30/2020 Motion <i>Motion to Voluntarily Dismiss MMOF Vegas Retail, Inc. and Request to Release MMOF Vegas Retail, Inc's Bond Funds on Order Shortening Time Granted;</i>

CASE SUMMARY

CASE NO. A-19-787004-B

07/02/2020	<p>CANCELED Motion to Dismiss (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Motion to Voluntarily Dismiss MMOF Vegas Retail, Inc. and Request to Release MMOF Vegas Retail, Inc's Bond Funds on Order Shortening Time</i></p>
07/02/2020	<p> All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>APPEARANCES CONTINUED: Attorney Joey Mott for Thrive; Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness Center. All parties appeared by telephone, except for Mr. Rulis and Mr. Bult, who were present in person. MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC'S BOND FUNDS ON ORDER SHORTENING TIME: Following argument by Mr. Bult, COURT ORDERED, motion GRANTED on the same conditions as before. The Court will not impose conditions on shares or prorations of the bond because the Court has not been involved in that process. PLAINTIFF NEVADA WELLNESS CENTERS, LLC'S MOTION TO SERVE DEFENDANTS VIA SECRETARY OF STATE, OR IN THE ALTERNATIVE, MOTION TO SERVE DEFENDANTS VIA PUBLICATION ON ORDER SHORTENING TIME: Following argument by Mr. Parker, COURT ORDERED, to the extent the request is to the Secretary of State, the motion is GRANTED; to the extent it is for publication, the motion is DENIED. DEFENDANT/RESPONDENT WAVESEER OF NEVADA, LLC'S MOTION (1) TO BE DISMISSED AS A PARTY AND (2) TO WITHDRAW STATEMENT OF NOTICE OF INTENT TO PARTICIPATE ON ORDER SHORTENING TIME: COURT ORDERED, motion GRANTED as unopposed. ~ Upon Mr. Prince's inquiry regarding PowerPoints, COURT ORDERED, if they are not a part of admitted exhibits they must be disclosed by July 8 and a copy be given electronically to the Clerk; counsel not to include PowerPoint for arguments. Mr. Bice advised the Court that an email was circulated with a proposal regarding table assignments. Court stated that if the parties have not reached an agreement at the pre-trial conference they will draw lots. With regards to Mr. Parker's status report indicating trial needing 4 weeks, Court stated that if everyone wants to allocate 4 weeks per side the Court will modify the trial protocol to give the parties that time; the Court hopes they will not use all of that time, but it will be available. With regards to the vendor hired for exhibit presentation, Court advised it was told by Courts I.T. that the Court needs to have a meeting with the team at the site. COURT ORDERED, walk-through to be done on Thursday, July 9 at 11 am with Mr. Smith and Mr. Rulis; counsel to coordinate with the vendor. Upon Mr. Prince's inquiry, Court advised an administrative order has not yet been issued. Court further advised there will not be a break-out room. With regards to any trial participants testing positive for Covid-19, Court stated that although it is not part of the trial protocol, the marshal will take care of this and a protocol is in place.;</i></p>
07/02/2020	<p> Telephonic Conference (1:30 PM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Telephonic Conference at Request of Counsel: Walk-Through Prior to 7/9/20</i></p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Mr. Rulis advised that if they are going to be required to get electronics in by the 13th they are concerned about getting all that done on the 10th, as he is not sure if they have access on the 12th and the 11th; the parties request a separate on-site visit prior to the walk-through on July 9. Court apologized, stating it could not grant counsel's request as the room had not yet been designated as a temporary court facility. Court directed counsel to bring laptops, monitors, and distribution amps if they wanted an HDMI port, and one HDMI port. Court further advised there is no one at the Convention Center for Litigation Services to be in contact with and DIRECTED counsel to LIMIT their conversations with the Court and court staff. Mr. Smith inquired about WiFi. Court stated it thinks WiFi is being provided but will research the issue. Court will send a picture of a distribution amp. Mr. Rulis advised he does not think they will have time to get their electronic exhibits to I.T. by Monday. Upon counsel's further inquiry, Court declined to grant access to the space on Saturday and Sunday.;</i></p>
07/06/2020	<p> Minute Order (3:07 PM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Minute Order re: Order Shortening Time for Joint Motion for Summary Judgment to Apply Preliminary Injunction to Clear River, LLC</i></p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>COURT ORDERED, the application for on an Order Shortening Time for the Joint Motion for</i></p>

CASE SUMMARY

CASE NO. A-19-787004-B

Summary Judgment to Apply Preliminary Injunction to Clear River, LLC is DENIED as the trial starts within a week and the motion is late. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-6-20;

07/09/2020

Motion for Sanctions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

Events: 06/26/2020 Motion for Sanctions
Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time
Hearing Set;
Matter Continued;
Decision Made; see 8/24/20 minute order.
Hearing Set;
Matter Continued;
Decision Made; see 8/24/20 minute order.
Hearing Set;
Matter Continued;
Decision Made; see 8/24/20 minute order.

07/09/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

MM Development Company, Inc.'s and LivFree Wellness, LLC's Joinder in NWC Motion for Case Terminating Sanctions
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court

07/09/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

Rural Remedies, LLC's Joinder in Nevada Wellness Center LLC's Motion for Case Ending Sanctions on Order Shortening Time
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court

07/09/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

Natural Medicine, LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time and all Joinders Thereto
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court

07/09/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

ETW Plaintiffs' Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions

CASE SUMMARY

CASE NO. A-19-787004-B

	<p><i>on Order Shortening Time</i></p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p>
07/09/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>07/09/2020, 07/13/2020-07/14/2020</p> <p><i>THC Nevada LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time</i></p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p>
07/09/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>07/09/2020, 07/13/2020-07/14/2020</p> <p><i>High Sierra Holistics, LLC's Joinder to Nevada Wellness Center Motion for Case Ending Sanctions on Order Shortening Time</i></p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p>
07/09/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>07/09/2020, 07/13/2020-07/14/2020</p> <p><i>Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C's Joinder to Nevada Wellness Center's Motion for Case Terminating Sanctions</i></p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p>
07/09/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>07/09/2020, 07/13/2020-07/14/2020</p> <p><i>TGIG Plaintiffs' Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time</i></p> <p>Matter Continued;</p> <p>Matter Continued;</p> <p>Off Calendar; suspended by order of the Court</p> <p>Matter Continued;</p> <p>Matter Continued;</p>

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Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court

07/09/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/09/2020, 07/13/2020-07/14/2020

Qualcan LLC's Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court
Matter Continued;
Matter Continued;
Off Calendar; suspended by order of the Court

07/09/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;
Journal Entry Details:
NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO... ..ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine. All appeared by telephone, with the exception of Mr. Parker, Mr. Bult, and Mr. Kemp, who appeared in person. Following arguments by Mr. Parker and Mr. Kemp, COURT stated it is very concerned about what appears to be discovery abuses, but the Court does not want counsel to make the position given some of the issues raised today other than what is in their papers. COURT ORDERED, matter SET for evidentiary hearing on the nature of the sanctions and the prejudice; if the State has a back-up or fallback position short of striking the pleading, the Court would like Mr. Shevorski to think about it, because the Court is very concerned given the length of time in the evidentiary hearing that was held in this case and the witness testimony. COURT ORDERED, the evidentiary hearing on the motion for case terminating sanctions will be held next Monday, Tuesday, and Wednesday, and no opening statements or witnesses in Phase II of the trial will commence until the evidentiary hearing is completed. Mr. Shevorski advised the Court of Ms. Cronkhite's unavailability on Monday and Tuesday. Ms. Levin advised Mr. Gilbert will be there Monday. Mr. Graf noted for the record that Clear River filed an opposition to this motion and a joinder to the State's brief. Mr. Parker inquired about Mr. Hernandez. Ms. Levin advised that as far as she knows everyone else will be there. Mr. Bice argued that he does not want the Court accepting the representations of Mr. Parker and Mr. Kemp before his side responds; they would like to see the messages, as they have received zero messages by the Plaintiffs; furthermore, the Court denied his own motion for sanctions. Court stated this was a preservation order. Mr. Bice argued the Plaintiffs preserved nothing.;

07/09/2020



At Request of Court (11:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

CASE SUMMARY

CASE NO. A-19-787004-B

	<p><i>Walk-Through at the Las Vegas Convention Center at Request of the Court</i> Minute Order - No Hearing Held; Journal Entry Details: <i>Walk-through completed by Court and designated counsel at the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. CLERK'S NOTE: Minute order only - no hearing held. / dr;</i></p>
07/10/2020	<p>Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine LLC's Motion to Enlarge Time for Service</i> Granted;</p>
07/10/2020	<p>Pre Trial Conference (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Final Pre Trial Conference</i> Matter Heard;</p>
07/10/2020	<p>Motion for Judgment (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and LivFree Wellness LLC on an Order Shortening Time</i> Granted in Part;</p>
07/10/2020	<p>Motion to Compel (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 07/10/2020, 07/13/2020 <i>Motion to Compel MM Development Company, Inc. and LivFree Wellness LLC on an Order Shortening Time</i> Matter Continued; Denied; Matter Continued; Denied;</p>
07/10/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Department of Taxation's Joinder to Integral Associates LLC d/b/a Essence Cannabis Dispensaries, Essence Tropicana, LLC, Essence Henderson, LLC's Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc. and Livfree Wellness LLC on an Order Shortening Time</i> Matter Heard;</p>
07/10/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 07/10/2020, 07/13/2020 <i>Lone Mountain Partners, LLC Joinder to: (1) the Essence Entities Motion to Compel Mm Development Company, Inc. and Livfree Wellness, LLC on an Oder Shortening Time; and (2) the Essence Entities Motion For Judgment as a Matter of Law for Lack of Standing by Mm Development Company, Inc. and Livfree Wellness, LLC on an Order Shortening Time</i> Matter Continued; Matter Heard; Matter Continued; Matter Heard;</p>
07/10/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>GreenMart of Nevada NLV LLC's Joinder to Motion for Judgment as a Matter of Law for Lack of Standing by MM Development Company, Inc., and LivFree Wellness, LLC on an Order Shortening Time</i> Matter Heard;</p>
07/10/2020	<p>Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 07/10/2020, 07/13/2020 <i>GreenMart of Nevada NLV LLC's Joinder to Motion to Compel MM Development Company, Inc., and LivFree Wellness, LLC on an Order Shortening Time</i> Matter Continued; Matter Heard; Matter Continued; Matter Heard;</p>

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CASE NO. A-19-787004-B

07/10/2020

Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Wellness Connection Of Nevada's Joinder To The Essence Entities' Motion For Judgment As A Matter Of Law For Lack Of Standing By MM Development Company, Inc. and Livfree Wellness On Order Shortening Time
Matter Heard;

07/10/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Matter heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Mahogany Turfley for Nevada Wellness. Mr. Arger, Mr. Gamble, Mr. Hsu, Mr. Puzey, Mr. Slater, and Mr. Williamson appeared by telephone. FINAL PRE TRIAL CONFERENCE: Court thanked Chief Judge Linda Bell, Assistant Court Administrator Andres Moses, Assistant Court Administrator for I.T. Mike Doan, Court I.T. Technicians Jared and Roger, General Counsel for the Las Vegas Convention Center Caroline Bateman, Blane, and his team. Court discussed table assignments, sanitation, WiFi, and audiovisual presentation. MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME... .. GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME... .. LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES' MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Following arguments by Mr. Bice and Mr. Kemp, COURT ORDERED, Exhibit 1 be SUBMITTED for IN CAMERA REVIEW on Monday, July 13; because the document has been provided, the Court will review the information to be submitted in camera; the Court may make a further order based on that review; if it appears there is a good faith consulting agreement the Court may deny the motion. Motion CONTINUED to Monday, July 13. MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME: DEPARTMENT OF TAXATION'S JOINDER TO INTEGRAL ASSOCIATES LLC D/B/A ESSENCE CANNABIS DISPENSARIES, ESSENCE TROPICANA, LLC, ESSENCE HENDERSON, LLC'S MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME... ..WELLNESS CONNECTION OF NEVADA'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS ON ORDER SHORTENING TIME... ..LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES' MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Following arguments by Mr. Rulis and Mr. Bice, COURT ORDERED, motion to dismiss GRANTED IN PART; to the extent math calculations or securing recalculations is being sought the motion is GRANTED; to the extent challenging the constitutionality of the process is being sought the motion is DENIED. NATURAL MEDICINE LLC'S MOTION TO ENLARGE TIME FOR SERVICE [RESET from today's chambers calendar to the 9 am session]: Following argument by Ms. Smith, COURT ORDERED, request to serve through Monday through the Secretary of State, including mailing to the last known address, is GRANTED. FINAL PRE TRIAL CONFERENCE [Continued]: Mr. Shevorski advised the State plans to file a motion on OST regarding the State's writ in this case. Mr. Prince noted it deals with whether the State has the legal right to possess the cellphones of the individual D.O.T. employees; he believes they do not, but the Court needs to determine that as a threshold issue before going to case-terminating sanctions. COURT ORDERED, pursuant to the stipulation of the parties, all JOINT EXHIBITS are ADMITTED. Mr. Smith and Mr. Rulis advised there no stipulations yet to any of the Plaintiffs' or Defendants' proposed trial exhibits. COURT NOTED media files lodged with the Clerk are part of the Plaintiffs' exhibits, which remain proposed at this time. Mr. Rulis advised they did their best to redact any personally identifying information on the exhibits. With regards to any demonstrative exhibits, Mr. Prince advised that right now they do not have some, but he may use or create some depending on the

CASE SUMMARY**CASE NO. A-19-787004-B**

testimony and will try to show it to the other side as soon as possible for their review and for the Court's review. COURT DIRECTED counsel to submit any proposed findings of fact and conclusions of law in MS Word format. With regards to objections to deposition designations, the Court advised it cannot rule on them today as the Court cannot touch paper; however, the Court can resolve any videos in lieu of live testimony. COURT RECESSED for counsel to confer. Mr. Rulis asked that the Court address witnesses beginning of next week. Mr. Rulis further advised that Litigation Services is willing to provide a real time reporter if the parties determine that is what they want; however, he believes the Court Recorder will be the official record and a transcript will be done as a result of that. Court directed counsel to coordinate with the Court Recorder. Mr. Rulis stated they will do so as soon as the parties have an agreement. Court advised it has now read the Nevada Supreme Court's decision regarding control of independent contractors vs. employees. Mr. Parker stated they received notice of that yesterday and that what they dealt with yesterday is on all D.O.T. employees. COURT ORDERED, parties may argue what it means on Monday (July 13, 2020). Mr. Shevorski advised the State will file a motion on the meaning of legal control with respect to employees, which they think is an important legal issue and would like an opportunity to brief. COURT ORDERED, that motion will be argued on Wednesday, July 15, 2020 at 9 am. Further argument by Mr. Prince regarding the issue of control. COURT, noting there is a continuum of issues related to control, which the Court would be happy to address, ORDERED, the request for a staged hearing is REJECTED; the Court will make a ruling together. Court made its disclosure regarding Cook and Kelesis. Colloquy between Court and counsel regarding the issue. Counsel detailed their witnesses. COURT ORDERED, to the extent there are objections that are public health related, the parties need to make sure those are accomplished, and if a little more time needs to be spent on it, it can be accommodated. Further colloquy regarding witness sequencing, the use of lapel mics, and proposed findings. Mr. Kemp advised his side will file an objection to Mr. Bice attempting to hijack the evidentiary hearing. Bailiff briefed all present on security and safety. Trial CONTINUED pending other matters. 7-13-20 8:00 AM MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME... ..LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME... ..BENCH TRIAL 7-13-19 9:00 AM NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO... ..ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS... ..TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..EVIDENTIARY HEARING;

07/13/2020

**Bench Trial** (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/13/2020-07/14/2020, 07/16/2020-07/17/2020, 07/20/2020-07/24/2020, 07/27/2020-07/31/2020,
08/03/2020-08/06/2020, 08/10/2020-08/12/2020, 08/17/2020-08/18/2020

MINUTES

Continued; pending completion of sanctions evidentiary hearing
Continued; sanctions hrg suspended; trial to commence 7/16
Continued; opening statements cont'd per counsel's request
Trial Continues; opening statements made; evidence commenced
Trial Continues;
Trial Continues;

CASE NO. A-19-787004-B

Continued, pending completion of sanctions evidentiary hearing

CASE NO. A-19-787004-B

Printed on 10/27/2020 at 6:48 AM

CASE SUMMARY

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 15 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Keith Capurro, Client Representative for Deep Roots; Karalin Cronkhite, Client Representative for the Nevada Department of Taxation; Demetri Kouretas, Client Representative for TGIG. Mr. Hsu appeared by telephone. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheet.) LUNCH RECESS. Testimony and exhibits presented. COURT ORDERED, trial CONTINUED. RECESS. 8-10-20 8:30 AM JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING TIME... ...OBJECTION TO DISCLOSURE AND MOTION TO STRIKE... ...BENCH TRIAL;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

CASE SUMMARY

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Journal Entry Details:

DAY 14 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Cayla Witty for GreenMart; Keith Capurro, Client Representative for Deep Roots; Phil Peckman, Client Representative for Thrive; Allen Puliz, Client Representative for THC; Demetri Kouretas, Client Representative for TGIG. Mr. Hsu and Mr. Gamble appeared by telephone. Mr. Gentile asked that they take Ms. Cronkhite's deposition tomorrow, and the Plaintiffs would probably be able to rest; all the intervenors and the State are agreeable, so he asks for the Court's blessing to preserve Ms. Cronkhite's testimony. Mr. Shevorski agreed. Mr. Smith noted that to the extent there is any testimony they do not finish today, they finish it tomorrow before taking Ms. Cronkhite's testimony. Mr. Gentile advised he will schedule her deposition for 10 am. COURT ORDERED, given Ms. Cronkhite's medical issues the Court will ALLOW the perpetuation of testimony to occur and then the preserved testimony will be played on Monday (August 10, 2020). Mr. Gentile concurred that is the plan; they are ordering an expedited transcript. Court suggested, however, that Ms. Cronkhite testify by video given her medical condition. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheet.) LUNCH RECESS. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheet.) RECESS. Testimony and exhibits continued. (See worksheet.) COURT ORDERED, trial CONTINUED. Mr. Rullis placed on the record a stipulation with the State to extend the filing of opening briefs on the petition for judicial review. Mr. Dzarnoski noted he still has an objection. Court stated it recognizes the stipulation and that the Court was advised as a courtesy; the Court did not order the extension. Ms. Levin advised Ms. Cronkhite has a doctor's note indicating she can return to work; she can appear live for her testimony. EVENING RECESS. 8-6-20 8:30 AM BENCH TRIAL;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

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Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 13 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River. Mr. Hsu and Mr. Gamble appeared by telephone. Mr. Prince requested that trial be dark on Friday (August 7, 2020) because there is a cannabis board meeting at 10 am. Court noted it has not officially heard about it from the state, although the Court has heard about it from Mr. Gentile. Ms. Shell stated she knows of the meeting. Mr. Shevorski confirmed there is a meeting on Friday but that it will not last as long because it is only written comment; it will take an hour or less, and he does not think the parties will need to take a day off from the trial; he would ask that the trial recess at 9:45 and resume at 1 pm. Mr. Gentile advised that the written agenda says there is public comment at 10 and the parts of the settlement comes after , and then public comment, and then it says adjourn for possible action; it would be his request that they at least have the morning and then start trial in the afternoon. Court stated it will let Mr. Shevorski do more research. Mr. Prince noted that they simply need to make sure, because he has a witness who has a family medical issue. Mr. Gentile also noted that because the

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Plaintiffs cannot rest until they complete Ms. Cronkhite's testimony, and may need to take her deposition in order to preserve her testimony, they may make use of the extra time to do so. Testimony and exhibits presented. (See worksheets.) Mr. Shevorski, as an update, advised that Friday's cannabis board meeting will have written questions beforehand, that it will be publicly broadcast on Zoom, and written questions or comment will be read during the hearing; there will be no live questions. RECESS. Testimony and exhibits continued. LUNCH RECESS. Testimony and exhibits presented. (See worksheets.) COURT ORDERED, per counsel's request, trial will be DARK on Friday, August 7, 2020. RECESS. Testimony and exhibits continued. COURT ORDERED, trial CONTINUED. Ms. Shell advised she is withdrawing her supplement and she and Mr. Parker spoke regarding Mr. Parker's motion set for tomorrow, August 5th. COURT ORDERED, Nevada Wellness Center, LLC's Motion to Strike on an Order Shortening Time taken OFF CALENDAR. EVENING RECESS. 8-5-20 8:30 AM BENCH TRIAL;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 12 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Keith Capurro, Client Representative for Deep Roots; Phil Peckman, Client Representative for Thrive. Mr. Hone and Mr. Gamble appeared by telephone. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. LUNCH RECESS. Testimony and exhibits presented. COURT ORDERED, trial CONTINUED. EVENING RECESS. 8-4-20 8:30 AM BENCH TRIAL;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

CASE NO. A-19-787004-B

DAY 9 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Leo Wolpert for GreenMart. Mr. Hsu and Mr. Gamble appeared by telephone. Colloquy regarding objections in Danette Kluever's deposition, sequencing of upcoming witnesses, and an update on Ms. Cronkhite's status. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. Mr. Kemp advised that he and Mr. Shevorski wished to advise the Court that they have reached a partial settlement. Mr. Rulis placed on the record the parties who had settled. Mr. Kemp added that there is a tax commission meeting on Friday (July 31, 2020) by Zoom. Court excused from the remainder of today's proceedings the Plaintiffs who wished to leave. Ms. Sugden argued on behalf of her client, THC, a lack of transparency which prompted her and Ms. Chattah to file the motion (for TRO) set for Friday (July 31, 2020); they intend to oppose the settlement, as

CASE SUMMARY

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there are detrimental terms in the agreement that have not been disclosed; all they have are agenda items, and no stipulation has been circulated; there is a severe conflict of interest. COURT ORDERED, the motion for TRO will REMAIN on Friday (July 31, 2020) so it can be heard prior to the tax commission meeting. Ms. Chattah added that they have issues to present at the tax commission meeting; from the last draft of the settlement she saw, there was a provision, and she can only assume that the provision will carry on to the settlement, where the Plaintiffs who settle will file a motion to intervene as Defendants; also, she does not think the tax commission has jurisdiction over this, but she will go into more detail on Friday. Mr. Kemp advised that they intend to circulate the agreement within minutes and intend to file an opposition to the motion on Friday. LUNCH RECESS. Testimony and exhibits presented. (See worksheet.) Mr. Christiansen requested to withdraw his two motions ("Motion to Authorize Presentation of Testimony by Zoom Videoconferencing and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time"; "Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time"). COURT ORDERED, motions WITHDRAWN; however, the JOINDERS will REMAIN. RECESS. Testimony and exhibits continued. (See worksheet.) Colloquy regarding the plan for tomorrow and Friday. COURT ORDERED, the trial will be in session only in the morning of Friday, July 31st, to allow the parties to attend the tax commission meeting. COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-30-20 8:30 AM EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME... BENCH TRIAL ;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 8 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith. Mr. Hsu and Mr. Gamble appeared by telephone. Testimony and exhibits presented. (See worksheets.) LUNCH RECESS. Testimony and exhibits continued. (See worksheets.) COURT ORDERED, Danette Kluever's testimony STRICKEN; objections to be included at the next playback. Mr. Dzarnoski advised that they expected Mr. Pupo to testify tomorrow; however, he has seen emails between Mr. Gentile and Ms. Welch indicating that a motion was filed seeking authority to take witness testimony by Zoom; that has created an issue, but Mr. Gentile is insisting on the presence of Mr. Pupo tomorrow. Mr. Dzarnoski continued that he does not know whether Mr. Pupo will be here tomorrow, but he felt it incumbent upon him to advise the Court. COURT NOTED it previously denied the protective order. Mr. Prince advised that it was clear as of last Friday that Mr. Pupo was going to testify; however, Mr. Rulis sent an email with Mr. Pupo's name red-lined, so no one prepared for him, and what is happening now is not fair to anyone. Court inquired of Mr. Rulis whether he sent an email canceling Mr. Pupo for tomorrow. Mr. Rulis confirmed that on Sunday, he sent an email with Mr. Pupo's name stricken. Court stated everyone will then listen to Ms. Kluever's testimony tomorrow. COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-29-20 8:30 AM BENCH TRIAL ;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

CASE SUMMARY

CASE NO. A-19-787004-B

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 7 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith; Demetri Kouretas, Client Representative for TGIG; Phil Peckman, Client Representative for Thrive. Mr. Gamble and Mr. Hsu appeared by telephone. Court asked counsel about their availability on August 13 and 14. Based on Mr. Prince's and Mr. Rose's responses, COURT ORDERED, trial will not be in session on August 13 and 14, 2020. Court shared the comments from the Chief Judge reiterating safety and mask-wearing given an uptick in positive Covid-19 test results. Court reminded all present that while they are not in the Regional Justice Center, they are required to follow the same safety protocols there. RECESS. Testimony and exhibits presented. (See worksheets.) LUNCH RECESS. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. Mr. Christiansen requested that at least one of his motions on order shortening time set for Friday, July 31st, be advanced to an earlier date. Court declined to grant the request absent a stipulation. Mr. Williamson objected to the request as they need an opportunity to file an opposition. COURT ORDERED, both motions on order shortening time ("Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time", Qualcan LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time") by Mr. Christiansen will REMAIN on Friday, July 31st. Written objections are DUE Thursday, July 30th, by noon. COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-28-20 8:30 AM BENCH TRIAL;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

CASE SUMMARY

CASE NO. A-19-787004-B

Trial Continues;

Decision Made;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 5 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Matt McClure, Client Representative for Wellness Connection. Mr. Gamble, Mr. Hsu, and Mr. Williamson appeared by telephone. Regarding provisionally admitted exhibit 1680, Mr. Smith advised this is about 1,300 pdfs marked as one exhibit, but the Plaintiffs do have the ability to cull out sections; the Intervenor has an objection as to foundation, hearsay, and relevance, so he would recommend various pages simply be culled out. Mr. Parker responded that he went through every page of this exhibit and explained they were responsive to the subpoena and is being handled as one big file. Court noted it may sustain hearsay objections. Mr. Parker responded that given the Court's inclination he has asked Shane to create a single exhibit for the portion that he wants in evidence. Colloquy regarding witness scheduling. Mr. Dzarnoski advised that his firm chose not to stipulate to extend the filing of the briefs for the petition for judicial review. Further colloquy regarding witnesses. Court reminded counsel to address any exhibits that were provisionally admitted and exhibits that were admitted but need redactions. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheets.) Mr. Gentile placed on the record a text message he received from his law partner regarding potential Covid-19 exposure at a room used in his office. LUNCH RECESS. Proceeding resumed. Arguments by Mr. Graf and Mr. Christiansen regarding Proposed Exhibit 1086. Mr. Christiansen advised he will use 3199 instead, which has been admitted. Testimony and exhibits continued. (See worksheet.) RECESS. Testimony and exhibits continued. (See worksheet.) RECESS. Testimony and exhibits continued. (See worksheet.) COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-24-20 8:30 AM BENCH TRIAL...MOTION FOR AMENDING THE AMENDED TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER SHORTENING TIME;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

CASE NO. A-19-787004-B

DAY 3 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Ogonna Brown for witness Amanda Connor; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Karalin Cronkhite, Client

CASE SUMMARY

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Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive. Mr. Gamble, Mr. Hsu, and Ms. Welch appeared by telephone. Mr. Parker appeared initially by telephone and later in person. Testimony and exhibits presented. (See worksheets.) LUNCH RECESS. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-22-20 8:30 AM BENCH TRIAL ;

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

Trial Continues;

Trial Continues;

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Trial Continues;

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Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Decision Made;

Journal Entry Details:

DAY 2 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Tisha Black, Client Representative for Clear River; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Allen Puliz, Client Representative for THC, by phone; James Hammer, observing. Mr. Gamble, Mr. Hsu, Mr. Parker, and Ms. Welch appeared by telephone. Stipulation to exhibits placed on the record. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheet.) LUNCH RECESS. Testimony and exhibits presented. COURT ORDERED, trial CONTINUED. EVENING RECESS. 7-21-20 8:30 AM BENCH TRIAL ;

MINUTES

Continued; pending completion of sanctions evidentiary hearing

Continued; sanctions hrg suspended; trial to commence 7/16

Continued; opening statements cont'd per counsel's request

Trial Continues; opening statements made; evidence commenced

Trial Continues;

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Trial Continues;

CASE NO. A-19-787004-B

Printed on 10/27/2020 at 6:48 AM

CASE SUMMARY**CASE NO. A-19-787004-B**

Trial Continues;
 Trial Continues;
 Trial Continues;
 Trial Continues;
 Trial Continues;
 Trial Continues;
 Trial Continues;
 Trial Continues;
 Decision Made;

07/13/2020

**All Pending Motions (8:00 AM)** (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Matter heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Nicholas Tomassetti of Court's I.T.; Attorney Stephanie Smith for Natural Medicine. Mr. Dzarnoski, Mr. Gamble, Mr. Hsu, and Mr. Hunt appeared by telephone. Mr. Gentile and Mr. Miller initially appeared by telephone and later in person. Electronic exhibit drives endorsed to the Court by Mr. Tomassetti. Court addressed Mr. Gentile's Covid-19 notice, noting that the last contact with the individual was June 25th; any exposure was more than 2 weeks prior to the pre trial conference on July 10. Statement by Mr. Miller regarding the individual testing positive and by Mr. Dzarnoski regarding possible exposure. Ms. Welch added that at issue here is her client having elevated vulnerability to Covid. Court stated Ms. Welch may make a request in writing as to her client testifying remotely. Following additional statements by Mr. Graf and Mr. Shevorski, COURT ORDERED, since the potential exposure was more than 14 days prior to the pre trial conference, the Court will not take further action related to it, since those involved were asymptomatic; however, the Court will echo what the Chief Judge has said to be cognizant and protective of others and to properly wear a mask throughout the proceedings, maintain social distancing, and wash hands frequently. 8:30 AM SESSION: MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME... ..GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME... ..LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Document for in camera review submitted to the Court by Mr. Rulis. Court reviewed the document in open court. COURT STATED FINDINGS and ORDERED, the name / document will NOT BE PRODUCED. Document submitted by Mr. Rulis MARKED as Court's Exhibit 1 and SEALED. (See worksheet.) The motion to compel is DENIED. BENCH TRIAL: COURT ORDERED, trial CONTINUED pending conclusion of the evidentiary hearing on the motion for case terminating sanctions. ~ 9:00 AM SESSION: DAY 1 OF EVIDENTIARY HEARING NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..EVIDENTIARY HEARING... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO... ..ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS... ..TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME: With regards to the evidentiary hearing, Mr. Shevorski advised the State filed an emergency motion to vacate the evidentiary hearing, which is set for Wednesday (July 15, 2020) on OST. Mr. Shevorski added

CASE SUMMARY


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that the writ was filed with the State yesterday at 8 or 9 pm. Testimony and exhibits presented. (See worksheet.) RECESS. Testimony and exhibits continued. EXCLUSIONARY RULE INVOKED. RECESS. Testimony and exhibits continued. Court inquired whether the state administrative manual attached to the motion set for Wednesday has a prior version. Mr. Shevorski advised the answer is obviously yes, but that was put together very quickly, so, he does not know. Court directed Mr. Shevorski to advise the Court on Wednesday. LUNCH RECESS. Testimony and exhibits presented. (See worksheet.) RECESS. Testimony and exhibits continued. COURT ORDERED, hearing CONTINUED. EVENING RECESS. 7-14-20 8:30 AM NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..EVIDENTIARY HEARING... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO... ..ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS... ..TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..BENCH TRIAL 7-14-20 9:00 AM MOTION FOR PROTECTIVE ORDER AND TO MODIFY TRIAL SUBPOENA ON ORDER SHORTENING TIME;

07/13/2020 **Evidentiary Hearing** (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/13/2020-07/14/2020

Hearing Continued;
Off Calendar; suspended by order of the Court
Hearing Continued;
Off Calendar; suspended by order of the Court

07/14/2020  **Minute Order** (10:12 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Setting Motion to Remove filed July 13, 2020 on Calendar
Minute Order - No Hearing Held;
Journal Entry Details:
COURT ORDERED, Motion to Remove filed July 13, 2020 SET for hearing on Thursday, July 16, 2020 at 8:00 am. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-14-20;

07/14/2020 **Joinder** (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

ETW Plaintiffs' Supplemental Joinder to Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time and ETW Plaintiffs' Joinder to Joint Objection to Essence Parties Requested Witnesses for the Evidentiary Hearing
Off Calendar; suspended by order of the Court

07/14/2020 **Joinder** (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Circle S Farms LLC's Joinder to the Essence Entities' Supplemental Authorities and Objection to Sanction Hearing
Off Calendar; suspended by order of the Court

07/14/2020 **Joinder** (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Clear River, LLC's Joinder to CPCMC Holdings, LLC d/b/a Thrive Cannabis Marketplace's Supplemental Brief In Support of Joinder to Department of Taxation's Opposition to Nevada Wellness Center LLC's Motion for Case Ending Sanctions
Off Calendar; suspended by order of the Court

CASE SUMMARY**CASE NO. A-19-787004-B**

07/14/2020

**All Pending Motions (8:30 AM)** (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

Matter heard in the temporary court facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Ogonna Brown for witness Amanda Connor. Ms. Brown, Mr. Dzarnoski, Mr. Gamble, and Mr. Hsu appeared by telephone. 8:30 AM SESSION Court noted the Nevada Supreme Court has asked for a status report from Mr. Shevorski. Court directed Mr. Shevorski to advise the Nevada Supreme Court that his motion has been scheduled for tomorrow (July 15, 2020). Mr. Shevorski advised he filed his status report last night at 10 pm. COURT ORDERED, Ms. Welch's motion for protective order will be heard tomorrow (July 15, 2020). NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..EVIDENTIARY HEARING... ..MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS... ..RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO... ..ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS... ..TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME... ..QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME: Statement by Mr. Bice regarding older order from the Nevada Supreme Court emailed to the Clerk. Court reviewed order. COURT ORDERED, evidentiary hearing SUSPENDED. Court directed counsel to inform the Nevada Supreme Court that they do not need to address the writ because the evidentiary hearing has been vacated. BENCH TRIAL: Statements regarding trial readiness. Mr. Gentile requested trial be postponed until Monday (July 20, 2020). COURT ORDERED, request DENIED. Mr. Kemp advised they have not yet shared powerpoints between sides and he would like a day or two to prepare. COURT DENIED the request. Mr. Parker advised the parties are all agreeable to starting on Thursday, July 16. COURT DENIED the request and gave the parties until 1 pm today to start. Mr. Prince renewed the request to start on Thursday. Court noted it is not wasting an entire day of rent. Mr. Parker offered to pay the rent. COURT ORDERED, trial CONTINUED to Thursday, July 16 at 8 am; a bill for 2 days of rent will be sent to courts administration. ~ 9:00 AM SESSION MOTION FOR PROTECTIVE ORDER AND TO MODIFY TRIAL SUBPOENA ON ORDER SHORTENING TIME: Following arguments by Mr. Brown, Mr. Kemp, Mr. Gentile, Mr. Bult, Mr. Prince, Mr. Bice, and Mr. Graf, COURT ORDERED, Ms. Connor to return for examination on Tuesday, July 21st at 8:30. Ms. Brown advised she will confirm with her client if Monday or Tuesday is better. 7-15-20 9:00 AM MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...STATUS CHECK AT COUNSEL'S REQUEST: CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS CLERK'S NOTE: Following this proceeding, a status check on the resumption of the evidentiary hearing on motion for case terminating sanctions was set on July 15, 2020 per the request of counsel.;

07/14/2020

Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion for Protective Order and to Modify Trial Subpoena on Order Shortening Time Denied;

07/15/2020

**Minute Order (10:45 AM)** (Judicial Officer: Gonzalez, Elizabeth)*Minute Order regarding Lucy Flores' Deposition*

Minute Order - No Hearing Held; objections overruled; counterdesignations approved
Journal Entry Details:

The Court has reviewed the designations by Mr. Kemp, the objections and counterdesignations by Ms. Shell, and the transcript of the deposition of Ms. Flores. The objections are OVERRULED, the counterdesignations are APPROVED. The video should be edited so that

CASE SUMMARY

CASE NO. A-19-787004-B

the designations and counterdesignations are played as one continual presentation of the video deposition. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20;

07/15/2020



Minute Order (12:56 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order regarding the Deposition of Kelly Jessee

Minute Order - No Hearing Held;

Journal Entry Details:

The Court has reviewed the objections by Mr. Smith and Mr. Graf and the transcript of the deposition of Ms. Jessee. The objections are OVERRULED except for those specifically identified herein. The video should be edited so that the following lines are deleted: page 34, line 8-1; and page 48, line 11-22, and as one continual presentation of the video deposition. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20;

07/15/2020



Minute Order (1:31 PM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order regarding the Deposition of Northon Arbelaez

Minute Order - No Hearing Held;

Journal Entry Details:

The Court has reviewed the objections by Mr. Graf and the transcript of the deposition of Mr. Arbelaez. The objections are OVERRULED except for those specifically identified herein. The objection related to the reading or quotations from the Marnell declaration are SUSTAINED as that document is hearsay. The video should be edited so that the following lines are deleted: page 14, line 4-7, line 13-20 ; page 15, line 14 to Page 16, line 9, page 16, line 22 page 17, line 24; page 18, line 11 18; page 19, line 1-page 20 line 11; page 20, line 18 page 21, line 16, page 24, line 14 to 18; page 24, line 22 to page 25, line 5; page 26, line 14 to 22; page 27, line 12 to 24. The video should be edited to allow continual presentation of the entire video deposition. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20;

07/15/2020

CANCELED Motion to Vacate (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - per Judge

Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time

07/15/2020

CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - per Judge

Deep Roots Medical LLC's Joinder to Department of Taxation s Motion to Vacate Evidentiary Hearing on Order Shortening Time, and to the Essence Entities' Supplemental Authorities and Objection to Sanctions Hearing

07/15/2020

CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - per Judge

Circle Farms LLC's Joinder to Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time

07/15/2020

CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - per Judge

GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion to Vacate Evidentiary Hearing on Order Shortening Time

07/15/2020

Motion for Protective Order (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Events: 07/14/2020 Order Shortening Time

Motion for Protective Order on Order Shortening Time

Denied;

07/15/2020

Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check at Counsel's Request: Continuation of Evidentiary Hearing on Motion for Case Terminating Sanctions

Matter Heard;

07/15/2020



All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

CASE SUMMARY

CASE NO. A-19-787004-B

Matter Heard;

Journal Entry Details:

MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...STATUS CHECK AT COUNSEL'S REQUEST CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness. Mr. Williamson, Mr. Kohn, Mr. Kahn, Ms. Smith, Mr. Fetaz, Mr. Hawkins, Ms. Shell, Ms. Braster, Mr. Dzarnoski, Mr. Hone, Mr. Hsu, Ms. Barrett, Ms. Chattah, Mr. Mikhaylov, Mr. Slater, and Mr. Gamble appeared by telephone. Court acknowledged missive from the Nevada Supreme Court. **MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME:** Argument by Ms. Welch. **COURT ORDERED,** Mr. Pupo's doctor's note **MARKED** as Court's Exhibit 1 and **SEALED.** (See worksheet.) **COURT ORDERED,** motion for protective order **DENIED.** **STATUS CHECK AT COUNSEL'S REQUEST CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS:** Mr. Parker advised that he was at Mr. Kemp's office when they got the missive from the Nevada Supreme Court; when he looked at the stay order, what Mr. Bice gave him yesterday morning, he did not recall the footnote itself. Mr. Parker suggested they all go with they all missed it. Court noted the letter is clear; everything in the February 7, 2020 order was stayed, and the Court is bound by that order. Mr. Parker read a portion of the order. Colloquy regarding the stay, footnote 4, and the items subject to the order before the motion to compel. Mr. Shevorski advised the writ of prohibition was served on the Law Clerk's and Judicial Executive Assistant's emails and provided the Court with the writ. **COURT NOTED** it thinks the Nevada Supreme Court has misunderstood what is at issue in the order and asked Mr. Shevorski again when all the items would be provided. Mr. Shevorski responded that Talova Davis expressly stated in her affidavit what she had done and that MM Development never challenged that. **COURT ORDERED,** preservation letter sent to the D.O.T. **TO BE PROVIDED;** if further action needs to be taken related to the lack of preservation, there will be a discussion about the D.O.T.'s problems internally since it is clear they did not preserve the phones, based on Mr. Pupo's testimony at the hearing. Mr. Shevorski advised the State will have to consider its position and perhaps take up a writ. Colloquy regarding Mr. Pupo's testimony and argument as to what the Plaintiffs seem to be trying to do. **COURT NOTED** that before resuming the evidentiary hearing the Court wants to give the State an opportunity to fix the issue. Mr. Shevorski advised they still have a pending motion to vacate that was supposed to be heard today, and he would like briefing on the current issue. **COURT NOTED** it has already made a determination under the sanctions motion; however, the Court is giving the State an opportunity which might mitigate against sanctions on the D.O.T.; the evidentiary hearing will not resume at this point. Argument regarding witness sequencing. **COURT NOTED** deposition designations for QuantumMark witnesses and objections thereto be submitted. **COURT REMINDED** counsel that 24 hours under the trial protocol is 24 hours. Court gave Mr. Graf until noon to provide his objections. **COURT ORDERED,** any objections to the Arbelaez and Flores depositions be **EMAILED** to the Judicial Executive Assistant.;

07/16/2020

Motion (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

07/16/2020-07/17/2020

Events: 07/13/2020 Motion

Motion to Remove Filing From Odyssey eFileNV

Matter Continued;

Granted;

Matter Continued;

Granted;

07/16/2020



All Pending Motions (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

MOTION TO REMOVE FILING FROM ODYSSEY EFILENV...BENCH TRIAL Matters heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. **APPEARANCES CONTINUED:** Attorney Stephanie Smith for Natural Medicine; Attorney David Gutke for GTI; Attorney Joseph Mott for Thrive; Keith Capurro and John Marshall, Client Representatives for Deep Roots; Tisha Black, Client Representative for Clear River; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive. Mr. Gamble and Mr. Hsu appeared by telephone. Additional exhibits by Thrive verified by Court I.T. and lodged with the Court. Mr. Kemp advised that they have been working on a settlement and have only reached a partial one; in addition, Mr. Shevorski needs to consult with the chief of the Tax Commission and with former Chief Justice Douglas as a member of the Cannabis Compliance Board. Mr. Kemp

CASE SUMMARY

CASE NO. A-19-787004-B

further advised that they would like to continue opening statements until Monday, noting that they have gone through 15 drafts of the agreement for 2 days. COURT DECLINED counsel's request and asked him to notify the Court when they have reached a final deal. Mr. Shevorski explained the procedure. Mr. Gentile argued that because they prepared their entire case as a team, he will not be ready for opening statements until Monday. Mr. Williamson objected to continuing opening statements to Monday as he has mediation scheduled and requested they commence today. Mr. Bice agreed with continuing opening statements until tomorrow as the partial settlement, if successful, would streamline their case; however, they do not agree to continuing statements until Monday. Mr. Prince supported Mr. Kemp's request. Mr. Koch joined and agreed to just a one-day continuance. Mr. Graf stated he does not have a specific objection but noted that he simply wanted to make sure there are still pieces that need to fall in. Colloquy regarding remaining litigants after a successful partial settlement. COURT ORDERED, OPENING STATEMENTS CONTINUED until tomorrow, July 17, at 8:30 am. COURT FURTHER DIRECTED counsel for the State to prepare and submit to Department XI an order consistent with the writ served yesterday upon the Court. COURT ORDERED, matters CONTINUED. 7-17-20 8:30 AM MOTION TO REMOVE FILING FROM ODYSSEY EFILENV...BENCH TRIAL;

07/17/2020



All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

DAY 1 (BENCH TRIAL) Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. MOTION TO REMOVE FILING FROM ODYSSEY EFILENV...BENCH TRIAL APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Joseph Mott, co-counsel to Mr. Gutierrez; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Frank Hawkins, Client Representative for Nevada Wellness, by phone; James Hammer, Client Representative, with Mr. Gentile. Mr. Gamble, Mr. Hsu, and Mr. Parker appeared by telephone. Mr. Hawkins advised that Mr. Parker sent a letter. Court noted it does not read letters from counsel. Mr. Kemp advised Mr. Parker will not be present today and has authorized him to say that Mr. Parker will WAIVE his opening. Court, noting the email sent by Mr. Gentile with the Nevada Supreme Court's order, directed counsel to reference their comments when they draft the order. Court further noted it was advised by the Judicial Executive Assistant that Rino Tenorio sent an email which Mr. Tenorio characterized as witness harassment; the Court told the Judicial Executive Assistant that it did not want to read the email but that the Judicial Executive Assistant was welcome to forward it to all counsel; unless a motion for protective order is filed, the Court cannot address the matter on just a communication. With regards to a purported partial settlement, Mr. Kemp advised they were a smidgen away. MOTION TO REMOVE FILING FROM ODYSSEY EFILENV: COURT ORDERED, motion GRANTED. BENCH TRIAL: Colloquy regarding witnesses. Opening statements WAIVED by Mr. Parker, Mr. Kemp, Mr. Bult, Mr. Christiansen, and Mr. Hone. Opening statements PRESENTED by Mr. Miller, Mr. Shevorski, Mr. Prince. LUNCH RECESS. Opening statements CONTINUED with Mr. Prince, Mr. Bice, Mr. Graf, Ms. Shell, Mr. Kahn, and Mr. Williamson. COURT ORDERED, powerpoint presentations used in opening statements MARKED as Court's Exhibits. (See worksheet.) EXCLUSIONARY RULE INVOKED. COURT DIRECTED counsel to DESIGNATE party representatives for trial. Testimony and exhibits presented. (See worksheets.) COURT ORDERED, trial CONTINUED. WEEKEND RECESS. 7-20-20 8:30 AM BENCH TRIAL ;

07/24/2020

Motion to Amend (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion for Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on Order Shortening Time
Denied;

07/24/2020

CANCELED Motion (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - Duplicate Entry
Motion for Order Amending the Amended Trial Protocol No. 2 to Allow for Additions to Trial Witness List on Order Shortening Time

07/24/2020



All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

CASE SUMMARY**CASE NO. A-19-787004-B**

DAY 6 MOTION FOR AMENDING THE AMENDED TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER SHORTENING TIME...BENCH TRIAL Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. *APPEARANCES CONTINUED:* Attorney Stephanie Smith for Natural Medicine; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Chad Christensen, Client Representative for Pisos (Fidelis Holdings, Inc.); Dr. Pejman Bady, Client Representative for Clark and Nye Natural Medicine Solutions. Mr. Hsu and Mr. Gamble appeared by telephone. *MOTION FOR AMENDING THE AMENDED TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER SHORTENING TIME:* Following arguments by Mr. Hunt, Mr. Shevorski, and Mr. Bice, *COURT ORDERED*, motion *DENIED*; given the production of preservation emails sent by the Attorney General's office, there is no need for further examination of the deputy attorneys general; however, this does not preclude examination of D.O.T. employees. *BENCH TRIAL:* Testimony and exhibits presented. (See worksheets.) *RECESS.* Testimony and exhibits continued. (See worksheets.) *LUNCH RECESS.* Testimony and exhibits presented. (See worksheets.) *COURT ORDERED*, trial *CONTINUED*. *WEEKEND RECESS.* 7-27-20 8:30 AM *BENCH TRIAL*;

07/30/2020

Motion for Protective Order (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
 Events: 07/29/2020 Order Shortening Time
Emergency Motion for Protective Order on Order Shortening Time
 Granted; until Friday, 7/31/20

07/30/2020



All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

DAY 10 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. *EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...BENCH TRIAL APPEARANCES CONTINUED:* Attorney Stephanie Smith for Natural Medicine and Attorney Leo Wolpert for Greenmart. Mr. Fetaz and Mr. Hsu appeared by telephone. *EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME:* Court advised Ms. Welch that the Court did not review Mr. Pupo's doctor's note in camera; after it was provided in court, the Court sealed the note. Ms. Welch argued in support of the motion for protective order, explaining that Mr. Pupo is a vulnerable individual and that the purpose of this motion is to delay Mr. Pupo's testimony until the Court rules on tomorrow's motions, which include a motion for testimony via Zoom. Court explained the technical issues. Mr. Gentile argued in response and advised the Court of the witnesses they have lined up. Court, noting an email from the Assistant Court Administrator for I.T., explained that there is a sound issue in the current makeshift courtroom, which would be a problem from a record standpoint as there would not be a transcript for people testifying by Zoom. *COURT ORDERED*, motion for protective order *GRANTED* but only until Friday (July 31, 2020). *BENCH TRIAL:* Testimony and exhibits presented. (See worksheets.) *LUNCH RECESS.* Testimony and exhibits continued. (See worksheets.) *COURT ORDERED*, trial *CONTINUED*. *EVENING RECESS.* 7-31-20 8:30 AM *HIGH SIERRA HOLISTICS, LLC'S JOINDER TO QUALCAN LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME... ..TGIG'S JOINDER TO QUALCAN LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME... ..EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME... ..BENCH TRIAL*;

07/31/2020

CANCELED Motion (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
 Vacated
Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time

07/31/2020

CANCELED Motion to Admit Evidence (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
 Vacated
Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time

07/31/2020

Motion for Temporary Restraining Order (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

CASE SUMMARY

CASE NO. A-19-787004-B

	<p>Events: 07/28/2020 Motion for Temporary Restraining Order <i>Ex Parte Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction on Order Shortening Time</i> Denied;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>High Sierra Holistics, LLC's Joinder to Qualcan LLC's Motion to Admit Into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i> Denied Without Prejudice;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>TGIG's Joinder To Qualcan, LLC s Motion To Admit Into Evidence Prior Testimony And Documents Admitted During The Preliminary Injunction Hearing On Order Shortening Time</i> Denied Without Prejudice;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder And Supplement To Qualcan, LLC s Motion To Authorize Presentation Of Testimony By Zoom Videoconference And To Reduce 7-Day Notice To 3 Days For Zoom Witnesses And Nevada Residents On Order Shortening Time</i> Granted in Part;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Thrive's Limited Joinder to Motion to Authorize Presentation of Testimony by Zoom Videoconferencing and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time</i> Granted in Part;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant Pupo's Limited Joinder and Supplement to Qualcan LLC's Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 days for Zoom Witnesses and Nevada Residents on Order Shortening Time</i> Granted in Part;</p>
07/31/2020	<p>Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine, LLC's Joinder to Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time</i> Denied Without Prejudice;</p>
07/31/2020	<p> All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard; Journal Entry Details:</p> <p><i>DAY 11 Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Tisha Black, Client Representative for Clear River; Allen Pulitz, Client Representative for THC; Phil Peckman, Client Representative for Thrive. Mr. Gamble and Mr. Pulitz appeared by telephone. EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME: Following arguments by Ms. Sugden, Ms. Chattah, Mr. Miller, Mr. Slater, Mr. Kemp, Mr. Shevorski, Mr. Koch, Mr. Gutierrez, Ms. Shell, Mr. Kahn, Mr. Schwarz, Mr. Rose, Ms. Braster, and Mr. Gentile, COURT ORDERED, as the agreement does not seek to limit the Court's authority on the remaining claims, the Court will not interfere with the business decisions made by the parties and will leave to the Tax Commission whether they have the authority to approve the settlement. JOINDER AND SUPPLEMENT TO QUALCAN, LLC'S MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM VIDEOCONFERENCE AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME... ...THRIVE'S LIMITED JOINDER TO MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM VIDEOCONFERENCING AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME... ...DEFENDANT PUPO'S LIMITED JOINDER AND SUPPLEMENT TO QUALCAN LLC'S MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM</i></p>

CASE SUMMARY


CASE No. A-19-787004-B

VIDEOCONFERENCE AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME: Following arguments by Mr. Gentile, Ms. Welch, Mr. Prince, Mr. Williamson, Mr. Schwarz, and Ms. Levin, COURT ORDERED, where it involves serious medical issues or interstate travel, the motion is GRANTED; however, the party proffering the witness or calling the witness will OBTAIN a stipulation or order from the Court identifying the alternative best means for recording the testimony of the witness if it is unable to be picked up by the JAVS system in the current room being used in this trial and the transcript is unavailable for that portion. HIGH SIERRA HOLISTICS, LLC'S JOINDER TO QUALCAN LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME... ..TGIG'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME... ..NATURAL MEDICINE, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME: Matter submitted. COURT ORDERED, motion DENIED WITHOUT PREJUDICE; the Court does not remember everything that happened in the preliminary injunction hearing as the Court has done too many other bench trials and evidentiary proceedings to trust its memory, which may be faulty; however, counsel may identify prior testimony on a case by case piece of evidence. MR. PRINCE'S COUNTERMOTION REGARDING JOHN RITTER: Following arguments by Mr. Prince and Mr. Gentile, COURT ORDERED, the request as to Mr. Ritter is DENIED as Mr. Ritter was not served with subpoena in the State of Nevada; however, any prior testimony may be used by any party. COURT FURTHER ORDERED, the portion in the Zoom motion that relates to the REQUEST TO SHORTEN NOTICE is DENIED; unless there is a stipulation by the parties the Court will not allow that. BENCH TRIAL: Testimony and exhibits presented. (See worksheet.) Mr. Gentile advised the Court of next week's order of witnesses. Ms. Chattah read into the record a letter sent by the cannabis compliance board to the tax commission. COURT ORDERED, trial CONTINUED. RECESS. 8-3-20 8:30 AM BENCH TRIAL;

08/05/2020 CANCELED Motion to Strike (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
Vacated - per Judge
Nevada Wellness Center, LLC's Motion to Strike on an Order Shortening Time

08/10/2020 Motion to Release Funds (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
Events: 08/05/2020 Order Shortening Time
Joint Motion to Release Funds on Order Shortening Time
Denied Without Prejudice; as there is no order on the 5% rule

08/10/2020 Objection (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
Events: 08/03/2020 Motion to Strike
Objection to Disclosure and Motion to Strike
Denied; for purposes of the 16.1 disclosure only

08/10/2020  All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;
Journal Entry Details:
DAY 16 JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING TIME...OBJECTION TO DISCLOSURE AND MOTION TO STRIKE...BENCH TRIAL Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Retired Chief Justice William Maupin, representing TGIG; Attorney Mahogany Turley for Nevada Wellness Center; Keith Capurro, Client Representative for Deep Roots; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive. Mr. Hsu, Mr. Gamble, Mr. Maupin, and Ms. Welch appeared by telephone. JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING TIME: Following arguments by Mr. Bult, Mr. Kemp, Mr. Gentile, Ms. Chattah, Mr. Maupin, and Mr. Gamble, COURT ORDERED, the counter motion is well-placed; upon entry of the order on the 5% rule, the bond necessity would be extinguished; however, since the Court does not have an order, the joint motion to release funds is DENIED WITHOUT PREJUDICE. In addition, counsel may file a motion for reconsideration. OBJECTION TO DISCLOSURE AND MOTION TO STRIKE: Following arguments by Ms. Chattah, Mr. Kemp, and Mr. Rulis, COURT ORDERED, motion DENIED; however, this does not mean the criminal complaint of Mr. Madrigal is relevant or admissible; the motion is DENIED for purposes of 16.1 disclosure

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CASE NO. A-19-787004-B

only. BENCH TRIAL: Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheets.) LUNCH RECESS. Testimony and exhibits presented. (See worksheets.) COURT ORDERED, trial CONTINUED. EVENING RECESS. 8-11-20 8:30 AM MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAINST THE TGIG PLAINTIFFS...BENCH TRIAL;

08/10/2020

Joinder (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

GreenMart of Nevada NLV LLC's Joinder to Joint Motion to Release Funds on Order Shortening Time
Matter Heard;

08/11/2020

Motion (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Motion to Preclude Application of the Equitable Maxim of Unclean Hands against the TGIG Plaintiffs
Denied;

08/11/2020



All Pending Motions (8:30 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;
Journal Entry Details:

DAY 17 MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAINST THE TGIG PLAINTIFFS...BENCH TRIAL Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Joseph Mott; Keith Capurro, Client Representative for Deep Roots; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive. Mr. Gamble, Mr. Hsu, Mr. Parker, and Ms. Welch appeared by telephone. MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAINST THE TGIG PLAINTIFFS: Following arguments by Mr. Gentile, Mr. Shevorski, Mr. Bice, and Mr. Williamson, COURT ORDERED, motion DENIED; equitable maxim does not apply to all causes of action, especially the injunctive relief claim; however, the conduct of certain Plaintiffs will not be imputed to other Plaintiffs unless there is a concert of action. BENCH TRIAL: Mr. Gentile and the other Plaintiffs present in the courtroom advised they had no additional evidence. Mr. Parker requested that given the pending settlement he would reserve his rights as to Ms. Cronkhite. COURT NOTED that this is a trial and now is the time. Mr. Parker requested 5 minutes to speak with the other settling Plaintiffs off the record. RECESS. Proceeding resumed. Upon Court's inquiry, Mr. Parker confirmed they rest. Court inquired of Mr. Gamble. Receiving no response, Court noted that Mr. Gamble's case is technically severed and the Court will assume he has nothing to add. At the hour of 8:52 a.m, the Plaintiffs RESTED. Following arguments by Mr. Bice, Mr. Prince, Mr. Gutierrez, Mr. Kahn, Mr. Graf, Mr. Koch, Mr. Shevorski, Mr. Gentile, and Ms. Sugden, COURT ORDERED, the 52(c) motions for partial findings are DENIED; there are genuine issues related to the fairness of the process, presented in the Plaintiffs case-in-chief, and, at this stage, the Court is not in a position to weigh the evidence to make a determination. RECESS. Defendant's / Intervenor Defendants' case-in-chief commenced. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheet.) LUNCH RECESS. Testimony and exhibits presented. RECESS. Testimony and exhibits continued. (See worksheet.) COURT ORDERED, trial CONTINUED. EVENING RECESS. 8-12-20 8:30 AM HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME... ..RURAL REMEDIES, LLC'S JOINDER IN THE NEVADA, LLC AND HERBAL CHOICE INC.'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25... ..BENCH TRIAL 8-14-20 CHAMBERS HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3)... ..NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC,

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CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...
...THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ..TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF 8-17-20 8:30 AM BENCH TRIAL... ..DEFENDANT-INTERVENORS MOTION TO MODIFY THE PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME;

08/12/2020 **Motion for Substitution (8:30 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Herbal Choice's Motion for Partial Substitution of Defendant Pursuant to NRCP 25 on Order Shortening Time
Granted;

08/12/2020 **Joinder (8:30 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Rural Remedies, LLC's Joinder in THC Nevada, LLC and Herbal Choice Inc.'s Motion for Partial Substitution of Defendant Pursuant to NRCP 25
Matter Heard;

08/12/2020  **All Pending Motions (8:30 AM)** (Judicial Officer: Gonzalez, Elizabeth)
Matter Heard;
Journal Entry Details:

DAY 18 HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME... ..RURAL REMEDIES, LLC'S JOINDER IN THC NEVADA, LLC AND HERBAL CHOICE INC.'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25... ..BENCH TRIAL Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Retired Chief Justice William Maupin representing TGIG; Attorney Nicholas Donath for Green Leaf Farms Holdings, LLC, Green Therapeutic, LLC, NevCann LLC, Red Earth LLC; Mark Bradley, Client Representative for Attorney for Green Leaf Farms Holdings, LLC, Green Therapeutic, LLC, NevCann LLC, Red Earth LLC; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Keith Capurro, Client Representative for Deep Roots. Mr. Gamble, Mr. Hsu, Mr. Maupin, and Ms. Welch appeared by telephone. HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME...RURAL REMEDIES, LLC'S JOINDER IN THC NEVADA, LLC AND HERBAL CHOICE INC.'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25: Following argument by Ms. Sugden in support of adding the CCB as a Defendant in addition to the D.O.T., COURT ORDERED, motion GRANTED. Mr. Bice noted that adding the CCB does not expand the scope of the case. Court concurred. Mr. Shevorski requested that by adding them the Court should allow them to revise their findings of fact and conclusions of law to take account of this new circumstance. COURT DIRECTED counsel to submit any supplemental findings of fact and conclusions of law only by Friday (August 14, 2020) at 5 pm. BENCH TRIAL: Court noted the appearance of Mr. Donath. Mr. Donath advised he nothing to say at this time. Mr. Bice advised that there is an evidentiary issue that he and Mr. Gentile have a disagreement on; it is proposed exhibit 1952, to which Mr. Gentile has an objection as to substance. COURT ORDERED, that is irrelevant to these proceedings, but the Court NOTES that counsel has offered it. Mr. Bice argued its relevance for the record. Court directed Mr. Gentile to submit a proposed order on the motion regarding the audit report. Testimony and exhibits presented. (See worksheets.) RECESS. Testimony and exhibits continued. (See worksheets.) At the hour of 11:14 a.m., the Defendant and Intervenor Defendants RESTED. Mr. Gentile advised that they had no rebuttal case. Court noted Mr. Kemp has issues regarding severance. Mr. Kemp advised that as a settled party he does not know if it is appropriate to file such a motion, and perhaps one of the other Plaintiffs may do so. Mr. Gentile advised he cannot say at this point as he does not yet have the documents. Mr. Kemp advised they were served. Mr. Shevorski requested that they start later on Monday in order to take his daughter to school. COURT ORDERED, trial CONTINUED Monday, August 17, at 9:30 am. Mr. Koch advised he will WITHDRAW his motion to modify the preliminary injunction on order shortening time that was set for Monday. COURT SO ORDERED. Mr. Kahn advised he just

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CASE No. A-19-787004-B

sent a motion to the Department XI inbox and requested that it be set on shortened time. COURT ORDERED, it will be SET for Monday, August 17 at 9:30 am. Colloquy regarding time allotments for closing arguments. Court directed counsel to share any closing PowerPoints to the other side; it is not a 24-hour thing, and it is not evidence, but simply a courtesy that the other side can respond to something that may be over critical. WEEKEND RECESS. 8-14-20 CHAMBERS HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3)... ...NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ...PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC, CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ...THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ...TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF 8-17-20 9:30 AM BENCH TRIAL...HELPING HANDS WELLNESS CENTER, INC'S MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION;

08/13/2020



Minute Order (11:05 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Regarding Valuation Report filed August 12, 2020 in A-17-755479-B

Minute Order - No Hearing Held;

Journal Entry Details:

Counsel are advised that as part of the proceedings in A-17-755479-B the Court reviewed a valuation report which addresses the industry as a whole. The report was filed on August 12, 2020 and is not sealed. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-13-20;

08/14/2020

Motion for Order (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC's Motion for Order Requiring the Dot to Supplement and Recertify the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief

Minute Order - No Hearing Held;

08/14/2020

Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Natural Medicine, LLC s Joinder To Motion For Order Requiring The Dot to Supplement and Rectify the Administrative Record; To Permit Plaintiffs to Offer Extra Record Evidence At The Hearing of Judicial Review; And to Enlarge Time For Filing Opening Brief

Minute Order - No Hearing Held;

08/14/2020

Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

High Sierra Holistics, LLC's Joinder to Plaintiffs' Opening Brief in Support of Petition for Judicial Review

Minute Order - No Hearing Held;

08/14/2020


Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Plaintiff Herbal Choice Inc. Joinder to Plaintiff TGIG LLC. ET Al s Opening Brief in Support of Petition for Judicial Review

Minute Order - No Hearing Held;

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08/14/2020	<p>Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, Llc S Joinder In In Tgig Plaintiffs Opening Brief In Support Of Petition for Judicial Review</i> Minute Order - No Hearing Held;</p>
08/14/2020	<p>Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clark Natural Medicinal Solutions LLC, Nye Natural Medicinal Solutions LLC, Clark NMSD LLC and Inyo Fine Cannabis Dispensary LLC S Joinder to TGIG, LLC et Al's Opening Brief in Support of Petition for Judicial Review</i> Minute Order - No Hearing Held;</p>
08/14/2020	<p>Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>The Essence Entities' Joinder to Department of Taxation's Opposition to TGIG's Motion to Supplement the Administrative Record; To Permit Plaintiffs to Offer Extra-Record Evidence; and to Enlarge Time for Filing Opening Brief</i></p> <p>MINUTES Minute Order - No Hearing Held;</p> <p>SCHEDULED HEARINGS CANCELED Status Check (10/09/2020 at 3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - On in Error</i> <i>Status Check: Status of Completion of Settlement Conference</i></p>
08/14/2020	<p>Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>High Sierra Holistics, LLC's Joinder to Plaintiffs' MM Development Company, Inc. and Livfree Wellness, LLC's Fifth Supplement to Pretrial Disclosures Pursuant to NRCP 16.1(a)(3)</i> Minute Order - No Hearing Held;</p>
08/14/2020	<p> All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Minute Order - No Hearing Held; Journal Entry Details:</p> <p><i>TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ..NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ..RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC, CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC. ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW... ..HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3) The Court, having reviewed the motion to supplement the record and the related briefing and being fully informed, DENIES the motion. For purposes of this claim, the Plaintiffs are attempting to expand the record beyond the confines of NRS 233B.131 and impede the confidentiality of portions of all applications as previously established in this case. Counsel for the State is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in</i></p>

EIGHTH JUDICIAL DISTRICT COURT

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briefing. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-17-20;

08/17/2020	<p>CANCELED Motion to Strike (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Herbal Choice's Objection to Disclosure and Motion to Strike</i></p>
08/17/2020	<p>CANCELED Motion (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated</i></p> <p><i>Defendant-Intervenors Motion to Modify the Preliminary Injunction on Order Shortening Time</i></p>
08/17/2020	<p>Motion (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Events: 08/12/2020 Order Shortening Time</p> <p><i>Helping Hands Wellness Center, Inc's Motion to Modify or Dissolve the Preliminary Injunction</i></p> <p>Denied;</p>
08/17/2020	<p>CANCELED Motion to Strike (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Motion to Strike Department of Taxation s Notice Removing Entities from Tier 3 on OST</i></p>
08/17/2020	<p>CANCELED Motion (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Vacated - Duplicate Entry</i></p> <p><i>Helping Hands Wellness Center, Inc's Motion to Modify or Dissolve the Preliminary Injunction</i></p>
08/17/2020	<p>Motion to Strike (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p><i>Motion to Strike Department of Taxation's Notice Removing Entitites from Tier 3 on Order Shorting Time</i></p> <p>Denied;</p>
08/17/2020	<p> All Pending Motions (9:30 AM) (Judicial Officer: Gonzalez, Elizabeth)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>DAY 19 MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON OST...HELPING HANDS WELLNESS CENTER, INC.'S MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION...BENCH TRIAL</i></p> <p><i>Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center. APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Tim Donovan for TGIG; Attorney Steven Cohen, of Counsel for THC Nevada; Phil Peckman, Client Representative for Thrive; Keith Capurro, Client Representative for Deep Roots. Mr. Donovan, Mr. Gamble, Mr. Hsu, and Mr. Maupin appeared by telephone. COURT NOTED there were orders in the Department XI inbox that had no signatures nor agreement: an order denying the ex parte application for temporary restraining order and an order regarding the motion for summary judgment related to the final audit. There being no objections by Mr. Shevorski, Mr. Gentile, Ms. Sugden, Ms. Chattah, Mr. Koch, COURT ORDERED, all orders APPROVED, to be FILED by the Judicial Executive Assistant. MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON OST: Argument by Ms. Sugden. Matter submitted by Mr. Maupin on the points and authorities. Opposition by Mr. Koch, and reply by Ms. Sugden. COURT ORDERED, motion DENIED; the hearing process for the motions anticipated following the August 29, 2019 hearing were pre-trial motions; the parties are now in trial on those injunctive relief issues, and motion practice is not necessary since the parties had an opportunity to be heard during this portion of the trial; thus, Mr. Shevorski's notice is NOT STRICKEN. HELPING HANDS WELLNESS CENTER, INC.'S MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION: Following argument by Mr. Kahn in support of the motion, COURT ORDERED, motion DENIED; there is no need for the Court to modify the preliminary injunction order; the Court left it to the State to make an administrative decision related to that. BENCH TRIAL: Closing argument by Mr. Gentile. LUNCH RECESS. Proceeding resumed. Closing arguments by Ms. Chattah, Ms. Sugden, Mr. Donath, and Mr. Shevorski. RECESS. Closing arguments by Mr. Prince, Mr. Bice, Mr. Koch, Mr. Rose, Ms. Braster, and Ms. Shell. COURT ORDERED, trial CONTINUED. EVENING RECESS. 8-18-20 9:00 AM BENCH TRIAL;</i></p>

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08/24/2020



Minute Order (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order: Nevada Wellness Center, LLC's Motion for Case Ending Sanctions on Order Shortening Time

Granted in Part;

Journal Entry Details:

With respect to Nevada Wellness' motion for case terminating sanctions filed June 26, 2020: Following the interrupted evidentiary hearing on the motion, the Court heard additional evidence during the non-jury trial of this matter. The motion is GRANTED IN PART. While case terminating sanctions and/or an irrebuttable presumption were requested, after evaluation of the Ribiero factors, these are not appropriate. Given the production of certain text messages with Pupo by some Industry Defendants and their attorney, Amanda Connor, the impact of the loss of evidence was limited. As a result, the Court imposes an evidentiary sanction in connection with the Sanctions ruling that the evidence on Pupo's phone, if produced would have been adverse to the D.O.T. This presumption may be rebutted during trial. Mr. Shevorski to prepare the order. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-24-20 ;

08/24/2020



Minute Order (11:27 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Setting Petition for Judicial Review (Trial Phase 1)

Minute Order - No Hearing Held;

Journal Entry Details:

As no party has indicated a scheduling conflict with the Court's proposed date for Phase 1, the proceedings on Phase 1 will commence on Tuesday, September 8, 2020 and complete by Thursday, September 10, 2020. Pursuant to Administrative Order 20-01, the matter will be conducted remotely by BlueJeans with no physical appearances. As the only proceedings in this phase will be argument and based upon the submitted record and briefing, no additional exhibits will be accepted. As detailed in the Trial Protocol, all Plaintiffs are allocated 1 day; all Defendants and intervenors are allocated 1 day; and Plaintiffs will have rebuttal argument not to exceed 1 day. Any PowerPoint presentations intended to be used in the case-in-chief arguments must be submitted by 8 am on Tuesday, September 8. Any rebuttal PowerPoint must be submitted by 8 am on September 10. 9-8-20 9:00 AM PETITION FOR JUDICIAL REVIEW (TRIAL PHASE 1) CLERK'S NOTE: Start time on September 8, 2020 to be determined; parties will be notified. A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-24-20 CLERK'S NOTE: Petition for judicial review will COMMENCE at 9 am on Tuesday, September 8, 2020. Parties notified by distributing a copy of this updated minute order via Odyssey File and Serve. / dr 8-25-20;

08/24/2020

CANCELED Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated - Duplicate Entry

Department of Taxation's Motion for Reconsideration of Court's Summary Judgment Order on Declaratory Relief on Order Shortening Time

08/24/2020

CANCELED Motion For Reconsideration (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated

Department of Taxation's Motion for Reconsideration of Court's Summary Judgment Order on Declaratory Relief on Order Shortening Time

08/24/2020

CANCELED Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Vacated

GreenMart of Nevada NLV LLC's Joinder to Department of Taxation's Motion for Reconsideration of Court's Summary Judgment Order on Declaratory Relief on Order Shortening Time

09/01/2020



Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Events: 08/26/2020 Order Shortening Time

Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time

Matter Settled;

Journal Entry Details:

Counsel appearing remotely via Bluejeans. Joseph Mott and Stephanie Smith also present. Mr. Maupin and Mr. Kahn argued the Motion. Ms. Shell rested on the pleadings. Court noted there

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was an Opposition filed by Helping Hands. Mr. Kahn argued his position. Court advised parties there will be an additional footnote to the Court's decision 9/4/20 stating there will be a certain number of days to file objections to the release of the bond funds since it is being converted to a permanent injunction by the summary judgment. That deadline will be 9/11/20. Court SET the matter on calendar to verify if any objections were filed, at which time the Court will consider setting an Evidentiary Hearing after phase one of the trial adding there was a Petition for Judicial Review set that same date and time. COURT ORDERED, MOTION DENIED WITHOUT PREJUDICE until the release of 9/4/20's order. Ms. Snugden to prepare the order. Court directed counsel to send the Courtroom Clerk copies of their Powerpoint Presentations they plan to use in their arguments on the Petition for Judicial Review no later than 8:00 AM on 9/8/20. 9/8/20 9:00 AM;

09/03/2020



Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Circle S Farms LLC's Request for Judicial Notice and Ex Parte Request for Order Shortening Time

Granted;

Journal Entry Details:

Parties present Via Court Call. Joseph Mott Esq., on behalf of Tryke also present Via Court Call. Stephanie Smith Esq., on behalf of Strive Wellness of Nevada LLC., also present Via Court Call. Mr. Tim Donovan, Consultant for TGIG, also present Via Court Call. There being no opposition, COURT ORDERED, Circle S Farms LLC's Request for Judicial Notice and Ex Parte Request for Order Shortening Time, GRANTED.;

09/04/2020



Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: Decision

Off Calendar;

Journal Entry Details:

Decision filed.;

09/08/2020

Bench Trial (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Bench Trial: Petition for Judicial Review (Trial Phase 1)

MINUTES

Decision Made;

Phase 1 concluded on 9/8/20.

SCHEDULED HEARINGS

Status Check (09/18/2020 at 3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: Court's Decision on Petition for Judicial Review (Trial Phase 1)

Status Check (09/18/2020 at 3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Status Check: Scheduling Trial Phase 3

09/08/2020

Status Check (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Setting of Evidentiary Hearing if Objections are Filed

Matter Heard;

Phase 1 concluded on 9/8/20.

09/08/2020

All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

09/10/2020



Minute Order (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order re: TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction on Order Shortening Time

Minute Order - No Hearing Held;

Journal Entry Details:

COURT ORDERED, the Order Shortening Time is DENIED. The matter will be set and briefed in the ordinary course. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-10-20;

09/11/2020



Minute Order (11:17 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order re: Proposed Findings by the the Nevada Department of Taxation

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CASE NO. A-19-787004-B

	<p>Minute Order - No Hearing Held; Journal Entry Details: <i>The proposed findings by the Department of Taxation have been submitted too late. The trial protocol required submission prior to the commencement of the phase. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-14-20;</i></p>
09/18/2020	<p>Motion (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion Requesting Judicial Signature on the Proposed Order for Voluntary Dismissal of Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC</i> Decision Pending;</p>
09/18/2020	<p>CANCELED Motion (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - Duplicate Entry</i> <i>Motion Requesting Judicial Signature on the Proposed Order for Voluntary Dismissal of Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and Nuleaf Incline Dispensary, LLC</i></p>
09/18/2020	<p>Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Status Check: Court's Decision on Petition for Judicial Review (Trial Phase I)</i> Off Calendar;</p>
09/18/2020	<p>Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Status Check: Scheduling Trial Phase 3</i> Hearing Set;</p>
09/18/2020	<p> All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Minute Order - No Hearing Held; Journal Entry Details: <i>STATUS CHECK: COURT'S DECISION ON PETITION FOR JUDICIAL REVIEW (TRIAL PHASE 1): Decision issued. STATUS CHECK: SCHEDULING TRIAL PHASE 3: Court reviewed Plaintiff's Status Report. Supplemental Rule 16 Conference on Phase 3 SET. MOTION REQUESTING JUDICIAL SIGNATURE ON THE PROPOSED ORDER FOR VOLUNTARY DISMISSAL OF TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC: Court notes order filed; matter OFF CALENDAR. 10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION 10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File & Serve. / dr 9-23-20;</i></p>
09/21/2020	<p> Minute Order (3:09 PM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order regarding the Issue of Release of the Bond</i> Minute Order - No Hearing Held; Journal Entry Details: <i>The Court notes that Helping Hands has filed an objection to the release of the bond. The settling Plaintiffs and Helping Hands have also entered into a stipulation related to the release of bond funds. If any Plaintiff who did not enter into the stipulation filed September 16, 2020 wishes to contest the objector's position, a written response should BE FILED in 5 judicial days. If no written response is received from Plaintiff who did not enter into the stipulation filed September 16, 2020, the Court will address the release of bond funds solely based on the September 11 and September 16 filings and related documents. The Court recognizes that if a Plaintiff who did not enter into the stipulation filed September 16, 2020 provides a written response that an evidentiary hearing may be necessary. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-21-20;</i></p>
10/06/2020	<p> Minute Order (8:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Minute Order Setting Helping Hands' Objection to Release of Bond</i></p>

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Hearing Set;

Journal Entry Details:

COURT ORDERED, matter SET for Helping Hands' Objection to the Release of Bond Funds to Plaintiffs SET on Tuesday, October 20, 2020 at 9:00 am. 10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION 10-20-20 9:00 AM MOTION TO RELEASE TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S BOND FUNDS ON AN ORDER SHORTENING TIME... ..HELPING HANDS WELLNESS CENTER, INC'S OBJECTION TO THE RELEASE OF BOND FUNDS TO PLAINTIFFS 10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III 11-2-20 9:00 AM CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER AND SUPPLEMENT TO MOTIONS TO RETAX... ..RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS... ..NATURAL MEDICINE, LLC'S JOINDER TO JOINT MOTION TO RETAX AND SETTLE COSTS FILED ON September 24, 2020... ..JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED September 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS... ..PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED September 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE... ..RURAL REMEDIES, LLC'S JOINDER IN ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS... ..MOTION TO RETAX AND SETTLE COSTS 11-6-20 CHAMBERS RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS'... ..MOTION TO RETAX AND SETTLE COSTS... ..MOTION TO RETAX AND SETTLE COSTS (RE: LONE MOUNTAIN PARTNERS, LLC'S MEMORANDUM OF COST PURSUANT TO NRS 18.110 FILED September 28, 2020) CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-6-20;

10/08/2020



Minute Order (10:51 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Resetting Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time

Hearing Set;

Journal Entry Details:

COURT ORDERED, Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time filed August 26, 2020, previously heard on September 1, 2020 RESET on Tuesday, October 20, 2020 at 9 am. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-8-20;

10/08/2020



Minute Order (10:51 AM) (Judicial Officer: Gonzalez, Elizabeth)

Minute Order Resetting Motions to Retax

Minute Order - No Hearing Held;

Journal Entry Details:

COURT ORDERED, the November 2, 2020 motions to retax are RESET on November 6, 2020 to be heard with the others. 10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC,

CASE SUMMARY


CASE No. A-19-787004-B

GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ..TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... 10-20-20 9:00 AM MOTION TO RELEASE TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S BOND FUNDS ON AN ORDER SHORTENING TIME... ..MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY INJUNCTION ORDER ON ORDER SHORTENING TIME... ..HELPING HANDS WELLNESS CENTER, INC'S OBJECTION TO THE RELEASE OF BOND FUNDS TO PLAINTIFFS 10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III 11-6-20 CHAMBERS PLAINTIFFS THC NEVADA LLC AND HERBAL CHOICE, INC'S JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS FILED OCTOBER 1, 2020. ...PLAINTIFFS GREEN LEAF FARMS ET AL' JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS FILED OCTOBER 1, 2020... ..NATURAL MEDICINE, LLC'S JOINDER TO TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS... ..CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER AND SUPPLEMENT TO MOTIONS TO RETAX... ..RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS... ..NATURAL MEDICINE, LLC'S JOINDER TO JOINT MOTION TO RETAX AND SETTLE COSTS FILED ON SEPTEMBER 24, 2020... ..JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED SEPTEMBER 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS... ..PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED SEPTEMBER 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE... ..RURAL REMEDIES, LLC'S JOINDER IN ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS... ..RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS'... ..MOTION TO RETAX AND SETTLE COSTS... ..MOTION TO RETAX AND SETTLE COSTS (RE: LONE MOUNTAIN PARTNERS, LLC'S MEMORANDUM OF COST PURSUANT TO NRS 18.110 FILED SEPTEMBER 28, 2020)... ..MOTION TO RETAX AND SETTLE COSTS CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-8-20;

10/09/2020	CANCELED Status Check (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Vacated - On in Error</i> <i>Status Check: Status of Completion of Settlement Conference</i>
10/15/2020	Motion to Amend (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Herbal Choice, Inc.'s Joinder to TGIG's Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs Green Leaf Farms Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)


CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Rural Remedies LLC's Joinder in TGIG Plaintiffs' Motion to Amend Findings of Fact and Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clark Natural Medicinal Solutions LLC, NYE Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C.'s Joinder to Nevada Wellness Center's Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Circle S Farms LLC's Joinder to Oppositions to TGIG Plaintiffs Motion to Amend Findings of Fact, Conclusions of Law and Permanent Injunction</i> Denied;
10/15/2020	Response and Countermotion (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Wellness Connection Of Nevada, LLC's Response To TGIG Plaintiffs' Motion To Amend Findings Of Fact, Conclusions Of Law And Permanent Injunction; and Countermotion To Clarify and/or For Additional Findings</i> Denied;
10/15/2020	 All Pending Motions (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Minute Order - No Hearing Held; Journal Entry Details: <i>TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION... ...WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION; AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS Matters ADVANCED from October 16, 2020. The Court having reviewed the Motion to Amend, the countermotion and the related briefing and being fully informed, denies both motions but clarifies as follows: The order (and its analysis) applies to all Plaintiffs whether settled or not. There is no need for the Court to specifically identify the entities as the State is the one enjoined not any of the applicants (whether settled or not). Counsel for the State is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing and argument. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order. CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-15-20;</i>
10/20/2020	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 10/20/2020, 11/03/2020 <i>Motion to Release Tryke Companies So NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC s Bond Funds on an Order Shortening Time</i> Matter Continued;
10/20/2020	Motion (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) 10/20/2020, 11/03/2020 Events: 08/26/2020 Order Shortening Time

CASE SUMMARY**CASE NO. A-19-787004-B**

Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time
Matter Continued;

10/20/2020	All Pending Motions (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Matter Heard;
10/26/2020	 Mandatory Rule 16 Conference (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Supplemental Rule 16 Conference for Phase III for</i> Trial Date Set; Journal Entry Details: <i>Parties appeared by telephone. Mr. Parker advised he does not believe they have much to do; they have identified an additional expert and produced additional documents; there may be need for a limited time of further deposition as they do not believe they had the opportunity to go through the 1983 issues with the witnesses, primarily Mr. Pupo; they would be ready for trial by May or June at the latest. Mr. Gamble agreed with Mr. Parker's assessment. Ms. Welch stated that based on some of the recent disclosures and experts they would like to do some limited written discovery; she agrees with the May - June timeframe; they are also now looking at a rebuttal expert. COURT ORDERED, Mr. Parker may question Mr. Pupo for a period not to exceed 4 hours and this may be done remotely; Mr. Gamble will have an additional not to exceed 2 hours, and Ms. Welch 1 hour or more; Mr. Parker cannot use Mr. Gamble's time. COURT ORDERED: There will no longer be any amendments; Supplemental initial expert disclosures where a party bears the burden of proof DUE by January 22, 2021; Rebuttal expert disclosures where a party does not bear the burden of proof DUE by February 26, 2021; Discovery cut-off SET for April 9, 2021; Dispositive motions and motions in limine TO BE FILED by May 7, 2021; Matter SET for jury trial (Phase III) on the stack beginning on June 28, 2021. Trial Setting Order will ISSUE. The Court is hopeful that the matters can be condensed so the Court and parties do not spend 6 weeks with the jury. Mr. Gamble expressed that he hopes the Court is aware there are claims that will go against D.O.T. that may have not been resolved in Phase II, specifically unjust enrichment. Court suggested that counsel may wish to file a motion on that issue.;</i>
11/02/2020	Show Cause Hearing (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth)
11/03/2020	Objection (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) Events: 09/11/2020 Objection <i>Helping Hands Wellness Center, Inc's Objection to the Release of Bond Funds to Plaintiffs (Evidentiary)</i>
11/06/2020	Motion to Retax (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion to Retax and Settle Costs</i>
11/06/2020	Motion to Retax (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion to Retax and Settle Costs</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Clark Natural Medicinal Solutions LLC, NYE Natural Medicinal Solutions LLC Clark NMSD LLC and Inyo Fine Cannabis Dispensary L.L.C.'s Joinder and Supplement to Motions to Retax</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC'S Joinder in TGIG Plaintiff's Motion to Retax and Settle Costs</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine, LLC's Joinder to Joint Motion to Retax and Settle Costs Filed on September 24, 2020</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to TGIG's Motion to Retax and Settle Costs (re: Memorandum of Costs of Wellness Connection of Nevada, LLC filed September 21, 2020) and Joinder to ETW Plaintiffs' Motion to Retax and Settle Costs</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth)

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-19-787004-B

	<i>Plaintiffs Green Leaf Farms Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion to Retax and Settle Costs (re: Memorandum of Costs of Wellness Connection of Nevada, LLC filed September 21, 2020) and Joinder to ETW Plaintiffs' Motion to Retax and Settle</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC's Joinder in ETW Plaintiffs' Motion to Retax and Settle Costs</i>
11/06/2020	Motion to Retax (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Motion to Retax and Settle Costs (re: Lone Mountain Partners, LLC's Memorandum of Cost Pursuant to NRS 18.110 filed September 28, 2020)</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Rural Remedies, LLC's Joinder in TGIG Plaintiffs'</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs THC Nevada LLC and Herbal Choice, Inc's Joinder to TGIG's Motion to Retax and Settle Costs Filed October 1, 2020</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs Green Leaf Farms et al' Joinder to TGIG Plaintiffs' Motion to Retax and Settle Costs Filed October 1, 2020</i>
11/06/2020	Joinder (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Natural Medicine, LLC's Joinder to TGIG Plaintiffs' Motion to Retax and Settle Costs</i>
11/20/2020	Motion for Attorney Fees (3:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Wellness Connection of Nevada, LLC's Motion for Attorneys' Fees</i>
11/23/2020	Motion for Order to Show Cause (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Defendant's Motion for Order to Show Cause</i>
11/23/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Joinder to TGIG Plaintiffs' Motion for Order to Show Cause</i>
11/23/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs Green Leaf Holdings LLC, Green Therapeutics LLC, Nevcan LLC and Red Earth LLC's Joinder to TGIG Plaintiffs' Motion for Order to Show Cause</i>
11/23/2020	Joinder (9:00 AM) (Judicial Officer: Gonzalez, Elizabeth) <i>Plaintiffs Green Leaf Farms et al' Joinder to TGIG Plaintiffs' Reply to Wellness Connection of Nevada LLC's Opposition to TGIG Plaintiffs and Settling Plaintiffs' Motions to Retax and Settle Costs and All Joinders Thereto</i>

DATE	FINANCIAL INFORMATION
	Defendant Circle S Farms LLC
	Total Charges 1,483.00
	Total Payments and Credits 0.00
	Balance Due as of 10/27/2020 1,483.00
	Consolidated Case Party D H Flamingo Inc
	Total Charges 1,713.00
	Total Payments and Credits 1,713.00
	Balance Due as of 10/27/2020 0.00
	Defendant Deep Roots Medical LLC
	Total Charges 800.00
	Total Payments and Credits 0.00
	Balance Due as of 10/27/2020 800.00
	Defendant Helping Hands Wellness Center Inc
	Total Charges 1,483.00

CASE SUMMARY**CASE NO. A-19-787004-B**

Total Payments and Credits	0.00
Balance Due as of 10/27/2020	1,483.00
Defendant Pure Tonic Concentrates LLC	
Total Charges	1,483.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	1,483.00
Defendant Pure Tonic Concentrates LLC	
Total Charges	200.00
Total Payments and Credits	200.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Strive Wellness of Nevada LLC	
Total Charges	1,683.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	1,683.00
Consolidated Case Party Tryke Companies SO NV, LLC	
Total Charges	200.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	200.00
Consolidated Case Party Clear River, LLC	
Total Charges	600.00
Total Payments and Credits	600.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Compassionate Team of Las Vegas LLC	
Total Charges	200.00
Total Payments and Credits	200.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party High Sierra Holistics LLC	
Total Charges	2,106.00
Total Payments and Credits	2,106.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Livfree Wellness LLC	
Total Charges	33.50
Total Payments and Credits	33.50
Balance Due as of 10/27/2020	0.00
Consolidated Case Party MM Development Company, Inc.	
Total Charges	4,645.00
Total Payments and Credits	4,645.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Natural Medicine LLC	
Total Charges	1,883.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	1,883.00
Consolidated Case Party Nevada Wellness Center, LLC	
Total Charges	624.00
Total Payments and Credits	624.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Rural Remedies LLC	
Total Charges	1,230.00
Total Payments and Credits	1,230.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party TGIG, LLC	
Total Charges	1,224.00

CASE SUMMARY**CASE NO. A-19-787004-B**

Total Payments and Credits	24.00
Balance Due as of 10/27/2020	1,200.00
Defendant Circle S Farms LLC	
Total Charges	200.00
Total Payments and Credits	200.00
Balance Due as of 10/27/2020	0.00
Defendant Deep Roots Medical, LLC	
Total Charges	200.00
Total Payments and Credits	200.00
Balance Due as of 10/27/2020	0.00
Defendant Greenmart of Nevada NLV LLC	
Total Charges	0.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	0.00
Defendant Nevada Dept of Taxation	
Total Charges	1,938.00
Total Payments and Credits	1,938.00
Balance Due as of 10/27/2020	0.00
Defendant Pupo, Jorge	
Total Charges	0.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	0.00
Defendant TRNVP098	
Total Charges	223.00
Total Payments and Credits	223.00
Balance Due as of 10/27/2020	0.00
Defendant Wellness Connection of Nevada LLC	
Total Charges	2,083.00
Total Payments and Credits	2,083.00
Balance Due as of 10/27/2020	0.00
Defendant Cheyenne Medical LLC	
Total Charges	459.58
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	459.58
Defendant Commerce Park Medical LLC	
Total Charges	0.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	0.00
Counter Claimant CPCM Holdings LLC	
Total Charges	600.00
Total Payments and Credits	600.00
Balance Due as of 10/27/2020	0.00
Defendant Essence Henderson LLC	
Total Charges	0.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	0.00
Defendant Essence Tropicana LLC	
Total Charges	0.00
Total Payments and Credits	0.00
Balance Due as of 10/27/2020	0.00
Intervenor Defendant GreenMart of Nevada NLV LLC	
Total Charges	5,560.00

CASE SUMMARY

CASE NO. A-19-787004-B

Total Payments and Credits	5,560.00
Balance Due as of 10/27/2020	0.00
Counter Claimant Integral Associates LLC	
Total Charges	2,313.00
Total Payments and Credits	2,313.00
Balance Due as of 10/27/2020	0.00
Intervenor Defendant Lone Mountain Partners, LLC	
Total Charges	3,007.00
Total Payments and Credits	3,007.00
Balance Due as of 10/27/2020	0.00
Intervenor Defendant Nevada Organic Remedies LLC	
Total Charges	2,107.00
Total Payments and Credits	2,107.00
Balance Due as of 10/27/2020	0.00
Other Qualcan LLC	
Total Charges	200.00
Total Payments and Credits	200.00
Balance Due as of 10/27/2020	0.00
Counter Defendant ETW Management Group LLC	
Total Charges	2,734.00
Total Payments and Credits	2,734.00
Balance Due as of 10/27/2020	0.00
Counter Defendant Green Therapeutics LLC	
Total Charges	30.00
Total Payments and Credits	30.00
Balance Due as of 10/27/2020	0.00
Counter Defendant MMOF Vegas Retail, Inc.	
Total Charges	30.00
Total Payments and Credits	30.00
Balance Due as of 10/27/2020	0.00
Consolidated Case Party Dispensary	
Injunction Balance as of 10/27/2020	118,840.50
Consolidated Case Party MM Development Company, Inc.	
Injunction Balance as of 10/27/2020	118,840.50
Consolidated Case Party Nevada Wellness Center, LLC	
Appeal Bond Balance as of 10/27/2020	500.00
Intervenor Defendant GreenMart of Nevada NLV LLC	
Appeal Bond Balance as of 10/27/2020	500.00
Intervenor Defendant Nevada Organic Remedies LLC	
Appeal Bond Balance as of 10/27/2020	500.00
Counter Defendant ETW Management Group LLC	
Injunction Balance as of 10/27/2020	920,000.00
Counter Defendant ETW Management Group LLC	
Injunction Balance as of 10/27/2020	313,000.00
Counter Defendant ETW Management Group LLC	
Injunction Balance as of 10/27/2020	313,000.00
Counter Defendant ETW Management Group LLC	
Appeal Bond Balance as of 10/27/2020	500.00

CASE SUMMARY

CASE NO. A-19-787004-B

Counter Defendant ETW Management Group LLC
Injunction Balance as of 10/27/2020

294,000.00

Counter Defendant ETW Management Group LLC
Injunction Balance as of 10/27/2020

247,000.00

Counter Defendant Just Quality, LLC
Injunction Balance as of 10/27/2020

313,000.00

BUSINESS COURT CIVIL COVER SHEET

Department 11

Case No.

County, Nevada

Assigned by Clerk's Office

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

ETW MANAGEMENT GROUP, LLC, a Nevada limited liability company;
 GLOBAL HARMONY LLC, a Nevada limited liability company; GREEN
 LEAF FARMS HOLDINGS, LLC, a Nevada limited liability company;
 HERBAL CHOICE INC., a Nevada limited liability company, et al.

Defendant(s) (name/address/phone):

STATE OF NEVADA, DEPARTMENT OF TAXATION,
 a Nevada administrative agency; DOES 1 through 20,
 inclusive, and ROE CORPORATIONS 1 through 20,
 inclusive

Attorney (name/address/phone):

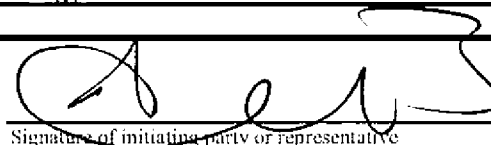
Adam K. Buit, Esq., Maximilien D. Fetaz, Esq., and Travis F. Chance, Esq.
 Brownstein Hyatt Farber Schreck, LLP
 100 N. City Parkway, Suite 1600, Las Vegas, NV 89106
 (702) 382-2101

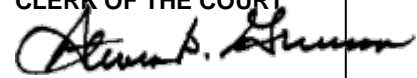
Attorney (name/address/phone):

II. Nature of Controversy (Please check the applicable boxes for both the civil case type and business court case type)
☐ Arbitration Requested

Civil Case Filing Types		Business Court Filing Types
Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation Eminent Domain <input type="checkbox"/> Other Real Property	Torts Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort	CLARK COUNTY BUSINESS COURT <input type="checkbox"/> NRS Chapters 78-89 <input type="checkbox"/> Commodities (NRS 91) <input type="checkbox"/> Securities (NRS 90) <input type="checkbox"/> Mergers (NRS 92A) <input type="checkbox"/> Uniform Commercial Code (NRS 104) <input type="checkbox"/> Purchase/Sale of Stock, Assets, or Real Estate <input type="checkbox"/> Trademark or Trade Name (NRS 600) <input type="checkbox"/> Enhanced Case Management <input checked="" type="checkbox"/> Other Business Court Matters
Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Civil Writs <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ	WASHOE COUNTY BUSINESS COURT <input type="checkbox"/> NRS Chapters 78-88 <input type="checkbox"/> Commodities (NRS 91) <input type="checkbox"/> Securities (NRS 90) <input type="checkbox"/> Investments (NRS 104 Art.8) <input type="checkbox"/> Deceptive Trade Practices (NRS 598) <input type="checkbox"/> Trademark Trade Name (NRS 600) <input type="checkbox"/> Trade Secrets (NRS 600A) <input type="checkbox"/> Enhanced Case Management <input type="checkbox"/> Other Business Court Matters
Judicial Review/Appeal/Other Civil Filing Judicial Review <input type="checkbox"/> Foreclosure Mediation Case Appeal Other <input type="checkbox"/> Appeal from Lower Court		
Other Civil Filing <input type="checkbox"/> Foreign Judgment <input checked="" type="checkbox"/> Other Civil Matters		

01 04 19
 Date


 Signature of initiating party or representative



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

A-18-785818-W

A-18-786357-W

A-19-786962-B

A-19-787035-C

A-19-787540-W

A-19-787726-C

A-19-801416-B

Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 2 pursuant to the Trial Protocol¹ beginning on July 17, 2020², and occurring day to day thereafter until its completion on August 18, 2020. The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Dominic P. Gentile, Esq., John A. Hunt, Esq., Mark S. Dzarnoski, Esq. and Ross J. Miller, Esq., of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS

¹ Phase 2 as outlined in the Trial protocol includes:

Legality of the 2018 recreational marijuana application process (claims for Equal Protection, Due Process, Declaratory Relief, Intentional Interference with Prospective Economic Advantage, Intentional Interference with Contractual Relations, and Permanent Injunction).

² Prior to the commencement of trial the Court commenced an evidentiary hearing relief to Nevada Wellness motion for case terminating sanctions filed 6/26/2020. The decision in 136 NAO 42 raised issues which caused the Court to suspend that hearing and consolidate it with the merits of the trial. As a result of the evidence presented during trial the motion is granted in part.

³ Given the social distancing requirements many representatives attended telephonically for at least a portion of the proceedings.

1 Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm,
2 LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”) Demetri Kouretas
3 appeared as the representative for TGIG, LLC; Scott Sibley appeared as the representative for Nevada
4 Holistic Medicine, LLC; Michael Viellion appeared as the representative for GBS Nevada Partners,
5 LLC; Michael Sullivan appeared as the representative for Gravitas Nevada, LLC; David Thomas
6 appeared as the representative for Nevada Pure, LLC; and, Mike Nahass appeared as the representative
7 for Medifarm, LLC and Medifarm IV, LLC;
8

9 Adam K. Bult, Esq., and Maximilien D. Fetaz, Esq., of the law firm Brownstein Hyatt Farber
10 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
11 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
12 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”) Paul Thomas appeared as the
13 representative for ETW Management Group, LLC; John Heishman appeared as the representative for
14 Global Harmony, LLC; Ronald Memo appeared as the representative for Just Quality, LLC; Erik Nord
15 appeared as the representative for Libra Wellness Center, LLC; Craig Rombough appeared as the
16 representative for Rombough Real Estate Inc. dba Mother Herb; and, Judah Zakalik appeared as the
17 representative for Zion Gardens, LLC;
18

19 William S. Kemp, Esq., and Nathaniel R. Rulis, Esq., of the law firm Kemp, Jones & Coulthard,
20 LLP, appeared on behalf of MM Development Company, Inc. and LivFree Wellness, LLC; (Case No.
21 A785818-W) (the “MM Plaintiffs”); Leighton Koehler appeared as the representative for MM
22 Development Company, Inc.; and Tim Harris appeared as the representative for LivFree Wellness,
23 LLC;
24

25 Theodore Parker III, Esq., and Mahogany A. Turfley, Esq., of the law firm Parker Nelson &
26 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
27 Hawkins appeared as the representative for Nevada Wellness Center;
28

1 Peter S. Christiansen, Esq., and Whitney Barrett, Esq., of the law firm Christiansen Law
2 Offices, appeared on behalf of Qualcan LLC and Lorenzo Barracco appeared as the representative for
3 Qualcan LLC;

4 James W. Puzey, Esq., of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
5 appeared on behalf of High Sierra Holistics, LLC and Russ Ernst appeared as the representative for
6 High Sierra Holistics, LLC;

7 Amy L. Sugden, Esq., of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen
8 Puliz appeared as the representative for THC Nevada, LLC;

9 Sigal Chattah, Esq., of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
10 Inc. and Ron Doumani appeared as the representative for Herbal Choice, Inc.;

11 Nicolas R. Donath, Esq., of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
12 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC
13 and Mark Bradley appeared as the representative for Green Leaf Farms Holdings, LLC; Green
14 Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

15 Stephanie J. Smith, Esq., of Bendavid Law, appeared on behalf of Natural Medicine, LLC and
16 Endalkachew “Andy” Mersha appeared as the representative for Natural Medicine, LLC;

17 Craig D. Slater, Esq., of the law firm Luh & Associates, appeared on behalf of Clark Natural
18 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
19 Cannabis Dispensary, LLC; Pejman Bady appeared as the representative for Clark Natural Medicinal
20 Solutions, LLC; NYE Natural Medicinal Solutions, LLC; and Clark NMSD, LLC; and David
21 Goldwater appeared as the representative Inyo Fine Cannabis Dispensary, LLC;⁴

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⁴ Although Rural Remedies, LLC claims were severed for this phase, Clarence E. Gamble, Esq., of the law firm Ramos Law participated on its behalf by phone.

The State

Diane L. Welch, Esq. of the law firm McDonald Carano, LLP, appeared on behalf of Jorge Pupo (“Pupo”);

Steven G. Shevorski, Esq., and Akke Levin, Esq., of the Office of the Nevada Attorney General, appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance Board⁵ (“CCB”) (collectively “the State”) and Karalin Cronkhite appeared as the representative for the DoT and CCB;

The Industry Defendants

David R. Koch, Esq., and Brody Wight, Esq., of the law firm Koch & Scow, LLC, appeared on behalf of Nevada Organic Remedies, LLC (“NOR”) and Kent Kiffner appeared as the representative for Nevada Organic Remedies, LLC;

Brigid M. Higgins, Esq. and Rusty Graf, Esq., of the law firm Black & Lobello, appeared on behalf of Clear River, LLC and Tisha Black appeared as the representative for Clear River, LLC;

Eric D. Hone, Esq., and Joel Schwarz, Esq., of the law firm H1 Law Group, appeared on behalf of Lone Mountain Partners, LLC;

Alina M. Shell, Esq., Cayla Witty, Esq., and Leo Wolpert, Esq., of the law firm McLetchie Law, appeared on behalf of GreenMart of Nevada NLV LLC;

Jared Kahn, Esq., of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping Hands Wellness Center, Inc. and Alfred Terteryan appeared as the representative for Helping Hands Wellness Center, Inc.;

Rick R. Hsu, Esq., of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic Concentrates, LLC;

⁵ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana Enforcement Division effective on July 1, 2020.

1 Jennifer Braster, Esq., and Andrew J. Sharples, Esq., of the law firm Naylor & Braster,
2 appeared on behalf of Circle S Farms, LLC;

3 Christopher Rose, Esq., and Kirill Mikhaylov, Esq., of the law firm Howard and Howard,
4 appeared on behalf of Wellness Connection of Nevada, LLC and Matt McClure appeared as the
5 representative for Wellness Connection of Nevada, LLC;

6 Richard D. Williamson, Esq., and Anthony G. Arger, Esq., of the law firm Robertson, Johnson,
7 Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC and Keith Capurro appeared as
8 the representative for Deep Roots Medical, LLC;

9 Joseph A. Gutierrez, Esq., of the law firm Maier Gutierrez & Associates, and Dennis Prince,
10 Esq., of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
11 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”) and Phil
12 Peckman appeared as the representative for on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
13 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”);

14 Todd L. Bice, Esq., and Jordan T. Smith, Esq., of the law firm Pisanelli Bice, appeared on
15 behalf of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC;
16 Essence Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

17 Having read and considered the pleadings filed by the parties, having reviewed the evidence
18 admitted during this phase of the trial⁶, and having heard and carefully considered the testimony of the
19 witnesses called to testify, having considered the oral and written arguments of counsel, and with the
20 intent of deciding the remaining issues⁷ related to Legality of the 2018 recreational marijuana
21 application process only⁸, the Court makes the following findings of fact and conclusions of law:
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25 ⁶ Due to the limited amount of discovery conducted prior to the Preliminary Injunction hearing and the large volume
26 of evidence admitted during that 20-day evidentiary hearing, the Court required parties to reoffer evidence previously
utilized during that hearing.

27 ⁷ The Court granted partial summary judgment on the sole issue previously enjoined. The order entered 8/17/2020
28 states:

PROCEDURAL POSTURE

Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive, licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout the state. Defendant is the DoT, which was the administrative agency responsible for issuing the licenses at the times subject to these complaints. Some successful applicants for licensure intervened as Defendants.

The Attorney General's Office was forced to deal with a significant impediment at the early stages of the litigation. This inability to disclose certain information was outside of its control because of confidentiality requirements that have now been slightly modified by SB 32. Although the parties stipulated to a protective order on May 24, 2019, many documents produced in preparation for the trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of the highly competitive nature of the industry and sensitive financial and commercial information involved. Many admitted exhibits are heavily redacted and were not provided to the Court in unredacted form.

After Judge Bailus issued the preservation order in A785818 on December 13, 2018, the Attorney General's Office sent a preservation letter to the DoT. Pupo, Deputy Director of the DoT, testified he was not told to preserve his personal cellular phone heavily utilized for work purposes. He not only deleted text messages from the phone after the date of the preservation order but also was unable to produce his phone for a forensic examination and extraction of discoverable materials. The Court finds evidence has been irretrievably lost as a result of his actions.

While case terminating sanctions and/or an irrebuttable presumption were requested, after evaluation of the Ribiero factors, given the production of certain text messages with Pupo by some

[T]he DoT acted beyond the scope of its authority by replacing the requirement for a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

The entry of these findings will convert the preliminary injunction on this issue to a permanent injunction.

⁸ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants, the claims of the remaining plaintiffs remain virtually the same. At the time of the issuance of this decision, the following plaintiffs have advised the Court they have reached a resolution with the State and certain Industry Defendants:

ETW Management Group, LLC; Libra Wellness Center, LLC; Rombough Real Estate, Inc. dba Mother Herb; Just Quality, LLC; Zion Gardens, LLC; Global Harmony, LLC; MM Development, LLC; LivFree Wellness, LLC; Nevada Wellness Center, LLC; Qualcan, LLC; High Sierra Holistics, LLC; Natural Medicine, LLC.

1 Industry Defendants and their attorney Amanda Connor, the impact of the loss of evidence was limited.
2 As a result, the Court imposes an evidentiary sanction in connection with the Sanctions ruling that the
3 evidence on Pupo's phone, if produced, would have been adverse to the DoT.⁹

4 PRELIMINARY STATEMENT

5 All parties agree that the language of an initiative takes precedence over any regulation that is in
6 conflict and that an administrative agency has some discretion in determining how to implement the
7 initiative. The Court gives deference to the agency in establishing those regulations and creating the
8 framework required to implement those provisions in conformity with the initiative.

9 The initiative to legalize recreational marijuana, Ballot Question 2 ("BQ2"), went to the voters
10 in 2016. The language of BQ2 is independent of any regulations that were adopted by the DoT. The
11 Court must balance the mandatory provisions of BQ2 (which the DoT did not have discretion to
12 modify¹⁰), those provisions with which the DoT was granted some discretion in implementation¹¹, and

13 ⁹ Given the text messages produced by certain Industry Defendants and Amanda Connor, any presumption is
14 superfluous given the substance of the messages produced.

15 ¹⁰ Article 19, Section 2(3) provides the touchstone for the mandatory provisions:

16 An initiative measure so approved by the voters shall not be amended, annulled, repealed, set aside or
suspended by the Legislature within 3 years from the date it takes effect.

17 ¹¹ NRS 453D.200(1) required the adoption of regulations for the licensure and oversight of recreational marijuana
18 cultivation, manufacturing/production, sales and distribution, but provides the DoT discretion in exactly what those
regulations would include:

19 . . . the Department shall adopt all regulations necessary or convenient to carry out the provisions of this chapter.
20 The regulations must not prohibit the operation of marijuana establishments, either expressly or through regulations
that make their operation unreasonably impracticable. The regulations shall include:

21 (a) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana
establishment;

22 (b) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana
establishment;

23 (c) Requirements for the security of marijuana establishments;

24 (d) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under 21
years of age;

25 (e) Requirements for the packaging of marijuana and marijuana products, including requirements for child-
resistant packaging;

26 (f) Requirements for the testing and labeling of marijuana and marijuana products sold by marijuana
establishments including a numerical indication of potency based on the ratio of THC to the weight of a product
intended for oral consumption;

27 (g) Requirements for record keeping by marijuana establishments;

28 (h) Reasonable restrictions on signage, marketing, display, and advertising;

(i) Procedures for the collection of taxes, fees, and penalties imposed by this chapter;

(j) Procedures and requirements to enable the transfer of a license for a marijuana establishment to another
qualified person and to enable a licensee to move the location of its establishment to another suitable location;

the inherent discretion of an administrative agency to implement regulations to carry out its statutory duties. The Court must give great deference to those activities that fall within the discretionary functions of the agency. Deference is not given where the actions of the DoT were in violation of BQ2 or were arbitrary and capricious.

FINDINGS OF FACT

1. Nevada allows voters to amend its Constitution or enact legislation through the initiative process. Nevada Constitution, Article 19, Section 2.

2. In 2000, the voters amended Nevada's Constitution to allow for the possession and use of marijuana to treat various medical conditions. Nevada Constitution, Article 4, Section 38(1)(a). The initiative left it to the Legislature to create laws "[a]uthoriz[ing] appropriate methods for supply of the plant to patients authorized to use it." Nevada Constitution, Article 4, Section 38(1)(e).

3. For several years prior to the enactment of BQ2, the regulation of medical marijuana dispensaries had not been taken up by the Legislature. Some have argued in these proceedings that the delay led to the framework of BQ2.

4. In 2013, Nevada's legislature enacted NRS 453A, which allows for the cultivation and sale of medical marijuana. The Legislature described the requirements for the application to open a medical marijuana establishment. NRS 453A.322. The Nevada Legislature then charged the Division of Public and Behavioral Health with evaluating the applications. NRS 453A.328.

5. The materials circulated to voters in 2016 for BQ2 described its purpose as the amendment of the Nevada Revised Statutes as follows:

Shall the *Nevada Revised Statutes* be amended to allow a person, 21 years old or older, to purchase, cultivate, possess, or consume a certain amount of marijuana or concentrated marijuana, as well as manufacture, possess, use, transport, purchase, distribute, or sell marijuana paraphernalia; impose a 15 percent excise tax on wholesale sales of marijuana; require the

(k) Procedures and requirements to enable a dual licensee to operate medical marijuana establishments and marijuana establishments at the same location;

(l) Procedures to establish the fair market value at wholesale of marijuana; and

(m) Civil penalties for the failure to comply with any regulation adopted pursuant to this section or for any violation of the provisions of [NRS 453D.300](#).

1 regulation and licensing of marijuana cultivators, testing facilities, distributors, suppliers, and
2 retailers; and provide for certain criminal penalties?

3 6. BQ2 was enacted by the Nevada Legislature and is codified at NRS 453D.¹²

4 7. BQ2 specifically identified regulatory and public safety concerns:

5 The People of the State of Nevada proclaim that marijuana should be regulated in a manner
6 similar to alcohol so that:

7 (a) Marijuana may only be purchased from a business that is licensed by the State of
8 Nevada;

9 (b) Business owners are subject to a review by the State of Nevada to confirm that the
10 business owners and the business location are suitable to produce or sell marijuana;

11 (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly
12 controlled through State licensing and regulation;

13 (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;

14 (e) Individuals will have to be 21 years of age or older to purchase marijuana;

15 (f) Driving under the influence of marijuana will remain illegal; and

16 (g) Marijuana sold in the State will be tested and labeled.

17 NRS 453D.020(3).

18 8. BQ2 mandated the DoT to “conduct a background check of each prospective owner,
19 officer, and board member of a marijuana establishment license applicant.” NRS 453D.200(6).

20 9. On November 8, 2016, by Executive Order 2017-02, Governor Brian Sandoval
21 established a Task Force composed of 19 members to offer suggestions and proposals for legislative,
22 regulatory, and executive actions to be taken in implementing BQ2.

23 10. The Nevada Tax Commission adopted temporary regulations allowing the state to issue
24 recreational marijuana licenses by July 1, 2017 (the “Early Start Program”). Only medical marijuana
25 establishments that were already in operation could apply to function as recreational retailers during the
26 early start period. The establishments were required to be in good standing and were required to pay a
27 one-time, nonrefundable application fee as well as a specific licensing fee. The establishment also was
28 required to provide written confirmation of compliance with their municipality’s zoning and location
requirements.

¹² As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada Legislature during the 2017 session in NRS 453D.

1 11. The Task Force’s findings, issued on May 30, 2017, referenced the 2014 licensing
2 process for issuing Medical Marijuana Establishment Registration Certificates under NRS 453A. The
3 Task Force recommended that “the qualifications for licensure of a marijuana establishment and the
4 impartial numerically scored bidding process for retail marijuana stores be maintained as in the medical
5 marijuana program except for a change in how local jurisdictions participate in selection of locations.”

6 12. During the 2017 legislative session, Assembly Bill 422 transferred responsibility for the
7 registration, licensing, and regulation of marijuana establishments from the State of Nevada Division of
8 Public and Behavioral Health to the DoT.¹³

9
10 13. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension,
11 or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in
12 NAC 453D (the “Regulations”).

13 14. The Regulations for licensing were to be “directly and demonstrably related to the
14 operation of a marijuana establishment.” NRS 453D.200(1)(b). The phrase “directly and demonstrably
15 related to the operation of a marijuana establishment” is subject to more than one interpretation.
16

17 15. Each of the Plaintiffs were issued marijuana establishment licenses involving the
18 cultivation, production and/or sale of medicinal marijuana in or about 2014.
19
20
21

22 ¹³ Those provisions (a portion of which became NRS 453D.205) are consistent with BQ2:
23

24 1. When conducting a background check pursuant to subsection 6 of [NRS 453D.200](#), the Department may
25 require each prospective owner, officer and board member of a marijuana establishment license applicant to submit
a complete set of fingerprints and written permission authorizing the Department to forward the fingerprints to the
Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation
for its report.

26 2. When determining the criminal history of a person pursuant to paragraph (c) of subsection 1 of [NRS](#)
27 [453D.300](#), a marijuana establishment may require the person to submit to the Department a complete set of
fingerprints and written permission authorizing the Department to forward the fingerprints to the Central
Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its
28 report.

1 16. A person holding a medical marijuana establishment registration certificate could apply
2 for one or more recreational marijuana establishment licenses within the time set forth by the DoT in
3 the manner described in the application. NAC 453D.268.¹⁴
4

5 ¹⁴ Relevant portions of that provision require that application be made

6 ... by submitting an application in response to a request for applications issued pursuant to [NAC 453D.260](#) which
7 must include:

8 ***

9 2. An application on a form prescribed by the Department. The application must include, without limitation:

- 10 (a) Whether the applicant is applying for a license for a marijuana establishment for a marijuana cultivation
11 facility, a marijuana distributor, a marijuana product manufacturing facility, a marijuana testing facility or a retail
12 marijuana store;
13 (b) The name of the proposed marijuana establishment, as reflected in both the medical marijuana establishment
14 registration certificate held by the applicant, if applicable, and the articles of incorporation or other documents filed
15 with the Secretary of State;
16 (c) The type of business organization of the applicant, such as individual, corporation, partnership, limited-liability
17 company, association or cooperative, joint venture or any other business organization;
18 (d) Confirmation that the applicant has registered with the Secretary of State as the appropriate type of business,
19 and the articles of incorporation, articles of organization or partnership or joint venture documents of the applicant;
20 (e) The physical address where the proposed marijuana establishment will be located and the physical address of
21 any co-owned or otherwise affiliated marijuana establishments;
22 (f) The mailing address of the applicant;
23 (g) The telephone number of the applicant;
24 (h) The electronic mail address of the applicant;
25 (i) A signed copy of the Request and Consent to Release Application Form for Marijuana Establishment License
26 prescribed by the Department;
27 (j) If the applicant is applying for a license for a retail marijuana store, the proposed hours of operation during
28 which the retail marijuana store plans to be available to sell marijuana to consumers;
29 (k) An attestation that the information provided to the Department to apply for the license for a marijuana
30 establishment is true and correct according to the information known by the affiant at the time of signing; and
31 (l) The signature of a natural person for the proposed marijuana establishment as described in subsection 1 of [NAC
32 453D.250](#) and the date on which the person signed the application.

33 3. Evidence of the amount of taxes paid, or other beneficial financial contributions made, to this State or its
34 political subdivisions within the last 5 years by the applicant or the persons who are proposed to be owners, officers
35 or board members of the proposed marijuana establishment.

36 4. A description of the proposed organizational structure of the proposed marijuana establishment, including,
37 without limitation:

- 38 (a) An organizational chart showing all owners, officers and board members of the proposed marijuana
39 establishment;
40 (b) A list of all owners, officers and board members of the proposed marijuana establishment that contains the
41 following information for each person:

- 42 (1) The title of the person;
43 (2) The race, ethnicity and gender of the person;
44 (3) A short description of the role in which the person will serve for the organization and his or her
45 responsibilities;

46 (4) Whether the person will be designated by the proposed marijuana establishment to provide written notice to
47 the Department when a marijuana establishment agent is employed by, volunteers at or provides labor as a
48 marijuana establishment agent at the proposed marijuana establishment;

49 (5) Whether the person has served or is currently serving as an owner, officer or board member for another
50 medical marijuana establishment or marijuana establishment;

51 (6) Whether the person has served as an owner, officer or board member for a medical marijuana establishment
52 or marijuana establishment that has had its medical marijuana establishment registration certificate or license, as
53 applicable, revoked;

1 NRS 453D.210(6) mandated the DoT to use “an impartial and numerically scored competitive bidding
2 process” to determine successful applicants where competing applications were submitted.

3 17. NAC 453D.272(1) provides the procedure for when the DoT receives more than one
4 “complete” application for a single county. Under this provision the DoT will determine if the

5 (7) Whether the person has previously had a medical marijuana establishment agent registration card or
6 marijuana establishment agent registration card revoked;

7 (8) Whether the person is an attending provider of health care currently providing written documentation for the
8 issuance of registry identification cards or letters of approval;

9 (9) Whether the person is a law enforcement officer;

10 (10) Whether the person is currently an employee or contractor of the Department; and

11 (11) Whether the person has an ownership or financial investment interest in any other medical marijuana
12 establishment or marijuana establishment.

13 5. For each owner, officer and board member of the proposed marijuana establishment:

14 (a) An attestation signed and dated by the owner, officer or board member that he or she has not been convicted of
15 an excluded felony offense, and that the information provided to support the application for a license for a
16 marijuana establishment is true and correct;

17 (b) A narrative description, not to exceed 750 words, demonstrating:

18 (1) Past experience working with governmental agencies and highlighting past experience in giving back to the
19 community through civic or philanthropic involvement;

20 (2) Any previous experience at operating other businesses or nonprofit organizations; and

21 (3) Any demonstrated knowledge, business experience or expertise with respect to marijuana; and

22 (c) A resume.

23 6. Documentation concerning the size of the proposed marijuana establishment, including, without limitation,
24 building and general floor plans with supporting details.

25 7. The integrated plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana
26 from seed to sale, including, without limitation, a plan for testing and verifying marijuana, a transportation or
27 delivery plan and procedures to ensure adequate security measures, including, without limitation, building security
28 and product security.

8. A plan for the business which includes, without limitation, a description of the inventory control system of the
proposed marijuana establishment to satisfy the requirements of [NRS 453D.300](#) and [NAC 453D.426](#).

9. A financial plan which includes, without limitation:

(a) Financial statements showing the resources of the applicant;

(b) If the applicant is relying on money from an owner, officer or board member, evidence that the person has
unconditionally committed such money to the use of the applicant in the event the Department awards a license to
the applicant and the applicant obtains the necessary approvals from the locality to operate the proposed marijuana
establishment; and

(c) Proof that the applicant has adequate money to cover all expenses and costs of the first year of operation.

10. Evidence that the applicant has a plan to staff, educate and manage the proposed marijuana establishment on a
daily basis, which must include, without limitation:

(a) A detailed budget for the proposed marijuana establishment, including pre-opening, construction and first-year
operating expenses;

(b) An operations manual that demonstrates compliance with this chapter;

(c) An education plan which must include, without limitation, providing educational materials to the staff of the
proposed marijuana establishment; and

(d) A plan to minimize the environmental impact of the proposed marijuana establishment.

11. If the application is submitted on or before November 15, 2018, for a license for a marijuana distributor,
proof that the applicant holds a wholesale dealer license issued pursuant to [Chapter 369](#) of NRS, unless the
Department determines that an insufficient number of marijuana distributors will result from this limitation.

12. A response to and information which supports any other criteria the Department determines to be relevant,
which will be specified and requested by the Department at the time the Department issues a request for
applications which includes the point values that will be allocated to the applicable portions of the application
pursuant to subsection 2 of [NAC 453D.260](#).

1 “application is complete and in compliance with this chapter and Chapter 453D of NRS, the
2 Department will rank the applications . . . in order from first to last based on the compliance with the
3 provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating
4 to . . .” several enumerated factors. NAC 453D.272(1).

5 18. The factors set forth in NAC 453D.272(1) that are used to rank competing applications
6 received for a single county (collectively, the “Factors”) are:

- 7
- 8 (a) Whether the owners, officers or board members have experience operating another kind
9 of business that has given them experience which is applicable to the operation of a marijuana
10 establishment;
 - 11 (b) The diversity of the owners, officers or board members of the proposed marijuana
12 establishment;
 - 13 (c) The educational achievements of the owners, officers or board members of the proposed
14 marijuana establishment;
 - 15 (d) The financial plan and resources of the applicant, both liquid and illiquid;
 - 16 (e) Whether the applicant has an adequate integrated plan for the care, quality and
17 safekeeping of marijuana from seed to sale;
 - 18 (f) The amount of taxes paid and other beneficial financial contributions, including, without
19 limitation, civic or philanthropic involvement with this State or its political subdivisions, by the
20 applicant or the owners, officers or board members of the proposed marijuana establishment;
 - 21 (g) Whether the owners, officers or board members of the proposed marijuana establishment
22 have direct experience with the operation of a medical marijuana establishment or marijuana
23 establishment in this State and have demonstrated a record of operating such an establishment in
24 compliance with the laws and regulations of this State for an adequate period of time to
25 demonstrate success;
 - 26 (h) The (unspecified) experience of key personnel that the applicant intends to employ in
27 operating the type of marijuana establishment for which the applicant seeks a license; and
 - 28 (i) Any other criteria that the Department determines to be relevant.

19. Each of the Factors is within the DoT’s discretion in implementing the application
process provided for in BQ2. The DoT had a good-faith basis for determining that each of the Factors
is “directly and demonstrably related to the operation of a marijuana establishment.”

20. Pupo met with several of the applicants’ agent, Amanda Conner, Esq., numerous times
for meals in the Las Vegas Valley. Pupo also met with representatives of several of the applicants in
person. These meetings appeared to relate to regulatory, disciplinary and application issues.

1 21. The DoT posted the application on its website and released the application for
2 recreational marijuana establishment licenses on July 6, 2018.¹⁵

3 22. The DoT used a Listserv¹⁶ to communicate with prospective applicants.

4 23. While every medical marijuana certificate holder was required to have a contact person
5 with information provided to the DoT for purposes of communication, not every marijuana
6 establishment maintained a current email or checked their listed email address regularly, and some of
7 the applicants contend that they were not aware of the revised application.
8

9 24. Applications were accepted from September 7, 2018 through September 20, 2018.

10 25. The DoT elected to utilize a bright line standard for evaluating the factor “operating
11 such an establishment in compliance” of whether the applicant was suspended or revoked.¹⁷ If an
12 applicant was suspended or revoked they were not qualified to apply. This information was
13 communicated in the cover letter with the application.¹⁸ This decision was within the discretion of the
14 DoT.
15
16
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18

19 ¹⁵ The DoT made a change to the application after circulating the first version of the application to delete the
20 requirement of a physical location. The modification resulted in a different version of the application bearing the same
“footer” with the original version remaining available on the DoT’s website.

21 ¹⁶ According to Dictionary.com, the term “Listserv” is used to refer to online mailing list. When capitalized it refers
22 to a proprietary software.

23 ¹⁷ The method by which certain disciplinary matters (self-reported or not) were resolved by the DoT would not affect
the grading process.

24 ¹⁸ The cover letter reads in part:

25 All applicants are required to be in compliance with the following:

26 All licenses, certificates, and fees are current and paid;

27 Applicant is not delinquent in the payment of any tax administered by the Department or is not in default on
payment required pursuant to a written agreement with the Department; or is not otherwise liable to the Department
for the payment of money;

28 No citations for illegal activity or criminal conduct; and

Plans of correction are complete and on time, or are in progress within the required 10 business days.

1 26. The DoT utilized a question and answer process through a generic email account at
2 marijuana@tax.state.nv.us to allow applicants to ask questions and receive answers directly from the
3 DoT, and that information was not further disseminated by the DoT to other applicants.¹⁹

4 27. The cover letter with the application advised potential applicants of the process for
5 questions:

6 Do not call the division seeking application clarification or guidance.
7 Email questions to marijuana@tax.state.nv.us

8 28. No statutory or regulatory requirement for a single point of contact process required the
9 DoT to adopt this procedure.

10 29. As the individual responsible for answering the emailed questions stated:

11 Jorge Pupo is the MED deputy Director. Steve Gilbert is program manager and reports to Jorge.
12 I report to Steve. Steve prefers to not have the world know our structure. He likes industry folks
13 knowing though and addressing them. He has all questions come to me. One's I can't answer,
14 he fields and has me respond, then if he can't then Jorge gets them and Jorge has me respond.
That's the goal anyway. ☺

15 Ky Plaskon text to Rebecca Gaska 9/18/2018, Exhibit 1051.

16 30. Some applicants abided by this procedure.

17 31. The DoT did not post the questions and answers so that all potential applicants would be
18 aware of the process

19 32. The DoT made no effort to ensure that the applicants received the same answers
20 regardless of which employee of the DoT the applicant asked.

21 33. On July 9, 2018, at 4:06 pm, Amanda Connor sent a text to Pupo:

22 List of things for us to talk about when you can call me:

23 Attachment E

24 Attachment I

25 Requirement for a location or physical address

26 Attachment F

Requirement for initial licensing fee

27 ¹⁹ This single point of contact process had been used in the 2014 medical marijuana establishment application period.
28 The questions and answers were posted to the department's website for all potential applicants to review and remain there to
this day. Exhibit 2038.

1 Transfers of ownership

2
3 Exhibit 1588-052.

4 34. Although Pupo tried to direct Amanda Connor to Steve Gilbert, she texted him that she
5 would wait rather than speak to someone else.

6 35. On the morning of July 11, 2018, Pupo and Amanda Connor spoke for twenty-nine
7 minutes and forty-five seconds.²⁰

8
9 36. Despite the single point of contact process being established, the DoT departed from this
10 procedure. By allowing certain applicants and their representatives to personally contact the DoT
11 employee about the application process, the DoT violated its own established procedures for the
12 application process.

13 37. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
14 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).²¹

15
16 38. The DoT published a revised application on July 30, 2018. This revised application was
17 sent to all participants via the DoT's Listserv. The revised application modified physical address
18 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
19 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
20 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
21 Establishment's proposed physical address if the applicant owns property or has secured a lease or
22 other property agreement (this must be a Nevada address and not a P.O. Box). Otherwise, the
23 applications are virtually identical.
24

25
26
27 ²⁰ Exhibit 1809-054.

28 ²¹ It is unclear whether Pupo had communications similar to those with Amanda Connor with other potential applicants or their agents as Pupo did not preserve the data from his cell phone.

39. The DoT sent a copy of the revised application through the Listserv used by the DoT. Not all Plaintiffs' correct emails were included on this list.

40. The July 30, 2018, application, like its predecessor, described how applications were to be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The maximum points that could be awarded to any applicant based on these criteria was 250 points.

41. The identified criteria consisted of organizational structure of the applicant (60 points); evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.

42. The non-identified criteria²² all consisted of documentation concerning the integrated plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from seed to sale (40 points); evidence that the applicant has a plan to staff, educate and manage the proposed recreational marijuana establishment on a daily basis (30 points); a plan describing operating procedures for the electronic verification system of the proposed marijuana establishment and describing the proposed establishment's inventory control system (20 points); building plans showing the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal explaining likely impact of the proposed marijuana establishment in the community and how it will meet customer needs (15 points).

43. An applicant was permitted to submit a single application for all jurisdictions in which it was applying, and the application would be scored at the same time.

²² About two weeks into the grading process the Independent Contractors were advised by certain DoT employees that if an identifier was included in the nonidentified section points should be deducted. It is unclear from the testimony whether adjustments were made to the scores of those applications graded prior to this change in procedure being established.

1 44. Although the amended application changed the language related to a physical address,
2 there was still confusion.²³

3 45. Amanda Connor corresponded with Pupo by email requesting clarification on August
4 22, 2018.²⁴

5 46. Although the DoT had used certain DoT personnel to grade applications for medical
6 marijuana establishment applications in White Pine County shortly before the recreational applications
7 were graded, the DoT made a decision for resource and staff reasons that non DoT employees hired on
8 a temporary basis would be used to grade the recreational medical marijuana applications.
9

10 47. Prior to the close of the application evaluation process, Pupo discussed with a
11 representative of the Essence Entities the timing of closing a deal involving the purchase of the entities
12 by a publicly traded company.

13 48. By September 20, 2018, the DoT received a total of 462 applications.
14

15 ²³ One plaintiff was advised by counsel (not Amanda Conner) that, despite the information related to the change for
16 physical address, the revised application appeared to conflict with the statute's physical address requirement and that
17 therefore a physical address was required.

18 ²⁴ The email thread reads:

19 On Aug 22 at 6:17 pm Amanda Connor wrote

20 Jorge –

21 I know the regulations make clear that land use or the property will not be considered in the application and having a
22 location secured is not required, but there seems to be some inconsistency in the application. Can you please confirm that a
23 location is not required and documentation about a location will not be considered or no points will be granted for having a
24 location?

25 On Aug 22 at 8:15 pm Pupo wrote:

26 That is correct. If you have a lease or own property than (sic) put those plans. If you dont (sic) then tell us what will the
27 floorplan be like etc etc

28 On Aug 22 at 8:24 pm Amanda Connor wrote

But a person who has a lease or owns the property will not get more points simply for having the property secured, correct?

On Aug 22 at 8:27 pm Pupo wrote:

Nope. LOCATION IS NOT SCORED DAMN IT!

Exhibit 2064.

1 49. In order to grade and rank the applications, the DoT posted notices that it was seeking to
2 hire individuals with specified qualifications necessary to evaluate applications. Certain DoT
3 employees also reached out to recent State retirees who might have relevant experience as part of their
4 recruitment efforts. The DoT interviewed applicants and made decisions on individuals to hire for each
5 position.

6 50. When decisions were made on who to hire, the individuals were notified that they would
7 need to register with “Manpower” under a preexisting contract between the DoT and that company.
8 Individuals would be paid through Manpower, as their application-grading work would be of a
9 temporary nature.
10

11 51. The DoT identified, hired, and provided some training to eight individuals hired to
12 grade the applications, including three to grade the identified portions of the applications, three to grade
13 the non-identified portions of the applications, and one administrative assistant for each group of
14 graders (collectively the “Independent Contractors”).
15

16 52. Based upon the testimony at trial, it remains unclear how the DoT trained the Temporary
17 Employees. While portions of the training materials from PowerPoint decks were introduced into
18 evidence, it is unclear which slides from the PowerPoint decks were used. Testimony regarding the
19 oral training based upon example applications and practice grading of prior medical marijuana
20 establishment applications was insufficient for the Court to determine the nature and extent of the
21 training of the Independent Contractors.
22

23 53. Based on the evidence adduced, the Court finds that the lack of training for the graders
24 affected the graders’ ability to evaluate the applications objectively and impartially.

25 54. NAC 453D.272(1) required the DoT to determine that an Application is “complete and
26 in compliance” with the provisions of NAC 453D in order to properly apply the licensing criteria set
27 forth therein and the provisions of the Ballot Initiative and the enabling statute.
28

1 55. In evaluating whether an application was “complete and in compliance,” the DoT made
2 no effort to verify owners, officers or board members (except for checking whether a transfer request
3 was made and remained pending before the DoT).

4 56. For purposes of grading the applicant’s organizational structure²⁵ and diversity, if an
5 applicant’s disclosure in its application of its owners, officers, and board members did not match the
6 DoT’s own records, the DoT did not penalize the applicant. Rather, the DoT permitted the grading, and
7 in some cases, awarded a conditional license to an applicant under such circumstances and dealt with
8 the issue by simply informing the winning applicant that its application would have to be brought into
9 conformity with DoT records.
10

11 57. The DoT announced the award of conditional licenses in December 2018.

12 58. The DoT did not comply with BQ2 by requiring applicants to provide information for
13 each prospective owner, officer and board member or verify the ownership of applicants applying for
14 retail recreational marijuana licenses. Instead the DoT issued conditional licenses to applicants who
15 did not identify each prospective owner, officer and board member.
16

17 59. Some of the Industry Defendants and their agent Ms. Connor, produced text messages
18 forensically extracted from their cell phones revealing the extent of contact and substance of
19 communications between them and Pupo. Additionally, phone records of Pupo identifying telephone
20 numbers communicated with and length of communication (but not content) were obtained from
21 Pupo’s cellular service provider. This evidence reinforces the presumption related to Pupo’s failure to
22 preserve evidence and reflects the preferential access and treatment provided.²⁶
23
24

25 ²⁵ The use of Advisory Boards by many applicants who were LLCs has been criticized. The DoT provided no
26 guidance to the potential applicants or the Temporary Employees of the manner by which these “Boards” should be
evaluated. As this applied equally to all applicants, it is not a basis for relief.

27 ²⁶ TGIG also was represented by Amanda Conner and had communications with Pupo. TGIG did not provide its
28 communications with Pupo.

1 60. The DoT's late decision to delete the physical address requirement on some application
2 forms while not modifying those portions of the application that were dependent on a physical location
3 (i.e. floor plan, community impact, security plan, and the sink locations) after the repeated
4 communications by an applicant's agent, not effectively communicating the revision, and leaving the
5 original version of the application on the website is evidence of a lack of a fair process.

6 61. The DoT's departure from its stated single point of contact and the degree of direct
7 personal contact outside the single point of contact process provided unequal, advantageous and
8 supplemental information to some applicants and is evidence of a lack of a fair process.

9 62. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
10 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
11 inspection of their marijuana establishment.²⁷

12 63. The DoT's lack of compliance with the established single point of contact and the
13 pervasive communications, meetings with Pupo, and preferential information provided to certain
14 applicants creates an uneven playing field because of the unequal information available to potential
15 applicants. This conduct created an unfair process for which injunctive relief may be appropriate.

16 64. The only direct action attributed to Pupo during the evaluation and grading process
17 related to the determination related to the monopolistic practices. Based upon the testimony adduced at
18 trial, Pupo's reliance upon advice of counsel from Deputy Attorney General Werbicky in making this
19 decision removes it from an arbitrary and capricious exercise of discretion.

20 65. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
21 decision denying an application for a retail recreational marijuana license.

22 66. In 2019, more than three years from the passage of Ballot Question 2, Nevada's
23 legislature repealed NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

24
25
26
27
28 ²⁷ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
the conditional licenses not enjoined under the preliminary injunction have now received final approval.

1 67. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

2 68. Nevada’s legislature also enacted statutes setting forth general qualifications for
3 licensure and registration of persons who have applied to receive marijuana establishment licenses.
4 NRS 678B.200.

5 69. The CCB was formed by the legislature and is now the government entity that oversees
6 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
7 “person is qualified to receive a license...” NRS 678B.200(1).

8 70. There are an extremely limited number of licenses available for the sale of recreational
9 marijuana.
10

11 71. The number of licenses available was set by BQ2 and is contained in NRS
12 453D.210(5)(d).

13 72. The secondary market for the transfer of licenses is limited.²⁸

14 73. Although there has been little tourism demand for legal marijuana sales due to the public
15 health emergency and as a result growth in legal marijuana sales has declined, the market is not
16 currently saturated. With the anticipated return of tourism after the abatement of the current public
17 health emergency, significant growth in legal marijuana sales is anticipated. Given the number of
18 variables related to new licenses, the claim for loss of market share is too speculative for relief.
19

20 74. Since the Court does not have authority to order additional licenses in particular
21 jurisdictions and because there are a limited number of licenses that are available in certain
22 jurisdictions, injunctive relief may be necessary to permit the Plaintiffs, if successful in the NRS
23 453D.210(6) process, to actually obtain a license with respect to the issues on which partial summary
24 judgment was granted.
25
26

27 ²⁸ Multiple changes in ownership have occurred since the applications were filed. Given this testimony, simply
28 updating the applications previously filed would not comply with BQ2.

75. The remaining Plaintiffs²⁹(excluding TGIG) (the “Untainted Plaintiffs”) have not identified by a preponderance of the evidence, that if a single point of contact was followed by the DoT and equal information provided to all applicants, as was done for the medical marijuana application process, that there is a substantial likelihood they would have been successful in the ranking process.

76. After balancing the equities among the parties, the Court determines that the balance of equities does not weigh in favor of the Untainted Plaintiffs on the relief beyond that previously granted in conjunction with the partial summary judgment order entered on August 17, 2020.

77. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

78. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

79. “Any person...whose rights, status or other legal relations are affected by a statute, municipal ordinance, contract or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract or franchise and obtain a declaration of rights, status or other legal relations thereunder.” NRS 30.040.

80. A justiciable controversy is required to exist prior to an award of declaratory relief. *Doe v. Bryan*, 102 Nev. 523, 525, 728 P.2d 443, 444 (1986).

81. The purpose of the equal protection clause of the Fourteenth Amendment is to secure every person within the state's jurisdiction against intentional and arbitrary discrimination. . . .” *Sioux City Bridge Co. v. Dakota Cty., Neb.*, 260 U.S. 441, 445 (1923). If a suspect class or fundamental right is not implicated, then the law or regulation promulgated by the state will be upheld “so long as it bears

²⁹ TGIG's employment of Amanda Connor and direct contact with Pupo were of the same degree as the Industry Defendants who were clients of Amanda Connor.

1 a rational relation to some legitimate end.” *Romer v. Evans*, 517 U.S. 620, 631 (1996). When the state
2 or federal government arbitrarily and irrationally treats groups of citizens differently, such unequal
3 treatment runs afoul the Equal Protection Clause. *Engquist v. Oregon Dep’t of Agr.*, 553 U.S. 591, 601
4 (2008). Where an individual or group were treated differently but are not associated with any distinct
5 class, Plaintiffs must show that they were “intentionally treated differently from others similarly
6 situated and that there is no rational basis for the difference in treatment.” *Vill. of Willowbrook v.*
7 *Olech*, 528 U.S. 562, 564 (2000).

8
9 82. The Nevada Constitution also demands equal protection of the laws under Article 4,
10 Section 21 of the Nevada Constitution. *See Doe v. State*, 133 Nev. 763, 767, 406 P.3d 482, 486 (2017).

11 83. NRS 33.010 governs cases in which an injunction may be granted. The applicant must
12 show (1) a likelihood of success on the merits; and (2) a reasonable probability that the non-moving
13 party’s conduct, if allowed to continue, will cause irreparable harm for which compensatory damage is
14 an inadequate remedy.

15
16 84. Plaintiffs have the burden to demonstrate that the DoT’s conduct, if allowed to continue,
17 will result in irreparable harm for which compensatory damages is an inadequate remedy.

18 85. The Nevada Supreme Court has recognized that “[i]nitiative petitions must be kept
19 substantively intact; otherwise, the people’s voice would be obstructed. . . [I]nitiative legislation is not
20 subject to judicial tampering. The substance of an initiative petition should reflect the unadulterated
21 will of the people and should proceed, if at all, as originally proposed and signed. For this reason, our
22 constitution prevents the Legislature from changing or amending a proposed initiative petition that is
23 under consideration.” *Rogers v. Heller*, 117 Nev. 169, 178, 18 P.3d 1034,1039–40 (2001).

24
25 86. BQ2 provides, “the Department shall adopt all regulations necessary or convenient to
26 carry out the provisions of this chapter.” NRS 453D.200(1). This language does not confer upon the
27 DoT unfettered or unbridled authority to do whatever it wishes without constraint. The DoT was not
28

1 delegated the power to legislate amendments because this is initiative legislation. The Legislature itself
2 has no such authority with regard to NRS 453D until three years after its enactment under the
3 prohibition of Article 19, Section 2 of the Constitution of the State of Nevada.

4 87. Where, as here, amendment of a voter-initiated law is temporally precluded from
5 amendment for three years, the administrative agency may not modify the law.³⁰

6 88. An agency's action in interpreting and executing a statute it is tasked with interpreting is
7 entitled to deference "unless it conflicts with the constitution or other statutes, exceeds the agency's
8 powers, or is otherwise arbitrary and capricious." *Nuleaf CLV Dispensary, LLC v. State Dept. of Health*
9 *and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) (quoting
10 *Cable v. State ex rel. Emp'rs Ins. Co. of Nev.*, 122 Nev. 120, 126, 127 P.3d 528, 532 (2006)).

11 89. NRS 453D.200(1) provides that "the Department shall adopt all regulations necessary or
12 convenient to carry out the provisions of this chapter." The Court finds that the words "necessary or
13 convenient" are susceptible to at least two reasonable interpretations. This limitation applies only to
14 Regulations adopted by the DoT.
15

16 90. While the category of diversity is not specifically included in the language of BQ2, the
17 evidence presented in the hearing demonstrates that a rational basis existed for the inclusion of this
18 category in the Factors and the application.
19

20 91. The DoT's inclusion of the diversity category was implemented in a way that created a
21 process which was partial and subject to manipulation by applicants.
22

23 92. NAC 453D.272 contains what is commonly referred to as the Regulations' "anti-
24 monopoly" provision. It forbids the DoT from issuing to any person, group of persons, or entity, in a
25 county whose population is 100,000 or more, the greater of one license to operate a retail marijuana
26 store or more than 10 percent of the retail marijuana licenses allocable for the county.
27

28 ³⁰ The Court notes that the Legislature has now modified certain provisions of BQ2. The Court relies on those statutes and regulations in effect at the time of the application process.

1 93. Although not required to use a single point of contact process for questions related to the
2 application, once DoT adopted that process and published the appropriate process to all potential
3 applicants, the DoT was bound to follow that process.

4 94. The DoT employees provided various applicants with different information as to
5 diversity and what would be utilized from this category and whether it would be used merely as a
6 tiebreaker or as a substantive category.

7 95. The DoT selectively discussed with applicants or their agents the modification of the
8 application related to physical address as well as other information contained in the application.
9

10 96. The process was impacted by personal relationships in decisions related to the
11 requirements of the application and the ownership structures of competing applicants.

12 97. The intentional and repeated violations of the single point of contact process in favor of
13 only a select group of applicants was an arbitrary and capricious act and served to contaminate the
14 process. These repeated violations adversely affected applicants who were not members of that select
15 group. These violations are in and of themselves insufficient to void the process as urged by some of
16 the Plaintiffs.
17

18 98. The DoT disseminated various versions of the 2018 Retail Marijuana Application, one
19 of which was published on the DoT's website and required the applicant to provide an actual physical
20 Nevada address for the proposed marijuana establishment, and not a P.O. Box, and an alternative
21 version of the DoT's application form, which was distributed to some, but not all, of the potential
22 applicants via a DoT Listserv, which deleted the requirement that applicants disclose an actual physical
23 address for their proposed marijuana establishment.
24

25 99. The applicants were applying for conditional licensure, which would last for 1 year.
26 NAC 453D.282. The license was conditional based on the applicant's gaining approval from local
27
28

1 authorities on zoning and land use, the issuance of a business license, and the Department of Taxation
2 inspections of the marijuana establishment.

3 100. By selectively eliminating the requirement to disclose an actual physical address for
4 each and every proposed retail recreational marijuana establishment, the DoT limited the ability of the
5 Independent Contractors to adequately assess graded criteria such as (i) prohibited proximity to schools
6 and certain other public facilities, (ii) impact on the community, (iii) security, (iv) building plans, and
7 (v) other material considerations prescribed by the Regulations.

8
9 101. The hiring of Independent Contractors was well within the DoT's discretionary power.

10 102. The evidence establishes that the DoT failed to properly train the Independent
11 Contractors. The DoT failed to establish any quality assurance or quality control of the grading done
12 by Independent Contractors.³¹ This is not an appropriate basis for the requested relief as the DoT
13 treated all applicants the same in the grading process. The DoT's failures in training the Independent
14 Contractors applied equally to all applicants.

15
16 103. The DoT made licensure conditional for one year based on the grant of power to create
17 regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a
18 license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's
19 discretion.

20 104. Certain of DoT's actions related to the licensing process were nondiscretionary
21 modifications of BQ2's mandatory requirements.³² The evidence establishes DoT's deviations
22 constituted arbitrary and capricious conduct without any rational basis for the deviation.

23
24 105. The DoT's decision to not require disclosure on the application and to not conduct
25 background checks of persons owning less than 5 percent prior to award of a conditional license is an

26
27 ³¹ The only QA/QC process was done by the Temporary Employees apparently with no oversight by the DoT.

28 ³² These are contained in the order entered August 17, 2020.

1 impermissible deviation from the mandatory language of BQ2, which mandated “a background check
2 of each prospective owner, officer, and board member of a marijuana establishment license applicant.”
3 NRS 453D.200(6).

4 106. Under the circumstances presented here, the Court concludes that certain of the
5 Regulations created by the DoT are unreasonable, inconsistent with BQ2, and outside of any discretion
6 permitted to the DoT.

7 107. The DoT acted beyond its scope of authority when it arbitrarily and capriciously
8 replaced the mandatory requirement of BQ2, for the background check of each prospective owner,
9 officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by
10 the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of
11 Article 19, Section 2(3) of the Nevada Constitution.
12

13 108. The balance of equities weighs in favor of Plaintiffs on the issue for which partial
14 summary judgment has been granted.³³
15

16 109. The DoT stands to suffer no appreciable losses and will suffer only minimal harm as a
17 result of an injunction related to the August 17, 2020, partial summary judgment.

18 110. The bond previously posted for the preliminary injunction is released to those parties
19 who posted the bond.³⁴

20 111. If any conclusions of law are properly findings of fact, they shall be treated as if
21 appropriately identified and designated.
22
23
24

25 ³³ The order concludes:

26 [A]s a matter of law, the DoT acted beyond the scope of its authority by replacing the requirement for
27 a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

28 ³⁴ Any objections to the release of the bond must be made within five judicial days of entry of this order. If no
objections are made, the Court will sign an order submitted by Plaintiffs. If an objection is made, the Court will set a
hearing for further argument on this issue.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

The claim for declaratory relief is granted. The Court declares:

The DoT acted beyond its scope of authority when it arbitrarily and capriciously replaced the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of Article 19, Section 2(3) of the Nevada Constitution.

The claim for equal protection is granted in part:

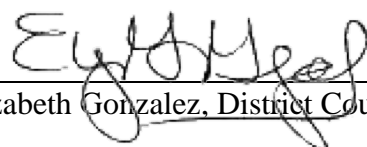
With respect to the decision by the DoT to arbitrarily and capriciously replace the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1), the DoT created an unfair process. No monetary damages are awarded given the speculative nature of the potential loss of market share.

Injunctive relief under these claims is appropriate. The State is permanently enjoined from conducting a final inspection of any of the conditional licenses issued in or about December 2018 for an applicant who did not provide the identification of each prospective owner, officer and board member as required by NRS 453D.200(6).

The Court declines to issue an extraordinary writ unless violation of the permanent injunction occurs.

All remaining claims for relief raised by the parties in this Phase are denied.

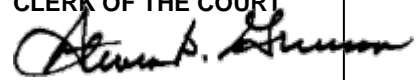
DATED this 3rd day of September 2020.


Elizabeth Gonzalez, District Court Judge

Certificate of Service

I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the Eighth Judicial District Court Electronic Filing Program.

/s/ Dan Kutinac
Dan Kutinac, JEA Dept XI



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Department of Taxation

DISTRICT COURT
CLARK COUNTY, NEVADA

In re DOT Litigation,

Case No. A-19-787004-B
Dept. No. XI

Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19787540-W
A-19-787726-C
A-19-801416-B

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a Findings of Fact, Conclusion of Law and Permanent Injunction was entered on the 3rd day of September, 2020, a copy of which is attached hereto as Exhibit "A".

DATED this 22nd day of September, 2020.

AARON D. FORD
Attorney General

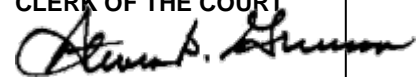
By: /s/ Steve Shevorski
Steve Shevorski (Bar No. 8256)
Chief Litigation Counsel

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/s/ *Eddie Rueda*
Eddie Rueda, an employee of the
Office of the Attorney General

EXHIBIT A

EXHIBIT A



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

A-18-785818-W

A-18-786357-W

A-19-786962-B

A-19-787035-C

A-19-787540-W

A-19-787726-C

A-19-801416-B

Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 2 pursuant to the Trial Protocol¹ beginning on July 17, 2020², and occurring day to day thereafter until its completion on August 18, 2020. The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Dominic P. Gentile, Esq., John A. Hunt, Esq., Mark S. Dzarnoski, Esq. and Ross J. Miller, Esq., of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS

¹ Phase 2 as outlined in the Trial protocol includes:

Legality of the 2018 recreational marijuana application process (claims for Equal Protection, Due Process, Declaratory Relief, Intentional Interference with Prospective Economic Advantage, Intentional Interference with Contractual Relations, and Permanent Injunction).

² Prior to the commencement of trial the Court commenced an evidentiary hearing relief to Nevada Wellness motion for case terminating sanctions filed 6/26/2020. The decision in 136 NAO 42 raised issues which caused the Court to suspend that hearing and consolidate it with the merits of the trial. As a result of the evidence presented during trial the motion is granted in part.

³ Given the social distancing requirements many representatives attended telephonically for at least a portion of the proceedings.

1 Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm,
2 LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”) Demetri Kouretas
3 appeared as the representative for TGIG, LLC; Scott Sibley appeared as the representative for Nevada
4 Holistic Medicine, LLC; Michael Viellion appeared as the representative for GBS Nevada Partners,
5 LLC; Michael Sullivan appeared as the representative for Gravitas Nevada, LLC; David Thomas
6 appeared as the representative for Nevada Pure, LLC; and, Mike Nahass appeared as the representative
7 for Medifarm, LLC and Medifarm IV, LLC;
8

9 Adam K. Bult, Esq., and Maximilien D. Fetaz, Esq., of the law firm Brownstein Hyatt Farber
10 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
11 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
12 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”) Paul Thomas appeared as the
13 representative for ETW Management Group, LLC; John Heishman appeared as the representative for
14 Global Harmony, LLC; Ronald Memo appeared as the representative for Just Quality, LLC; Erik Nord
15 appeared as the representative for Libra Wellness Center, LLC; Craig Rombough appeared as the
16 representative for Rombough Real Estate Inc. dba Mother Herb; and, Judah Zakalik appeared as the
17 representative for Zion Gardens, LLC;
18

19 William S. Kemp, Esq., and Nathaniel R. Rulis, Esq., of the law firm Kemp, Jones & Coulthard,
20 LLP, appeared on behalf of MM Development Company, Inc. and LivFree Wellness, LLC; (Case No.
21 A785818-W) (the “MM Plaintiffs”); Leighton Koehler appeared as the representative for MM
22 Development Company, Inc.; and Tim Harris appeared as the representative for LivFree Wellness,
23 LLC;
24

25 Theodore Parker III, Esq., and Mahogany A. Turfley, Esq., of the law firm Parker Nelson &
26 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
27 Hawkins appeared as the representative for Nevada Wellness Center;
28

1 Peter S. Christiansen, Esq., and Whitney Barrett, Esq., of the law firm Christiansen Law
2 Offices, appeared on behalf of Qualcan LLC and Lorenzo Barracco appeared as the representative for
3 Qualcan LLC;

4 James W. Puzey, Esq., of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
5 appeared on behalf of High Sierra Holistics, LLC and Russ Ernst appeared as the representative for
6 High Sierra Holistics, LLC;

7 Amy L. Sugden, Esq., of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen
8 Puliz appeared as the representative for THC Nevada, LLC;

9 Sigal Chattah, Esq., of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
10 Inc. and Ron Doumani appeared as the representative for Herbal Choice, Inc.;

11 Nicolas R. Donath, Esq., of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
12 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC
13 and Mark Bradley appeared as the representative for Green Leaf Farms Holdings, LLC; Green
14 Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

15 Stephanie J. Smith, Esq., of Bendavid Law, appeared on behalf of Natural Medicine, LLC and
16 Endalkachew “Andy” Mersha appeared as the representative for Natural Medicine, LLC;

17 Craig D. Slater, Esq., of the law firm Luh & Associates, appeared on behalf of Clark Natural
18 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
19 Cannabis Dispensary, LLC; Pejman Bady appeared as the representative for Clark Natural Medicinal
20 Solutions, LLC; NYE Natural Medicinal Solutions, LLC; and Clark NMSD, LLC; and David
21 Goldwater appeared as the representative Inyo Fine Cannabis Dispensary, LLC;⁴

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⁴ Although Rural Remedies, LLC claims were severed for this phase, Clarence E. Gamble, Esq., of the law firm Ramos Law participated on its behalf by phone.

The State

Diane L. Welch, Esq. of the law firm McDonald Carano, LLP, appeared on behalf of Jorge Pupo (“Pupo”);

Steven G. Shevorski, Esq., and Akke Levin, Esq., of the Office of the Nevada Attorney General, appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance Board⁵ (“CCB”) (collectively “the State”) and Karalin Cronkhite appeared as the representative for the DoT and CCB;

The Industry Defendants

David R. Koch, Esq., and Brody Wight, Esq., of the law firm Koch & Scow, LLC, appeared on behalf of Nevada Organic Remedies, LLC (“NOR”) and Kent Kiffner appeared as the representative for Nevada Organic Remedies, LLC;

Brigid M. Higgins, Esq. and Rusty Graf, Esq., of the law firm Black & Lobello, appeared on behalf of Clear River, LLC and Tisha Black appeared as the representative for Clear River, LLC;

Eric D. Hone, Esq., and Joel Schwarz, Esq., of the law firm H1 Law Group, appeared on behalf of Lone Mountain Partners, LLC;

Alina M. Shell, Esq., Cayla Witty, Esq., and Leo Wolpert, Esq., of the law firm McLetchie Law, appeared on behalf of GreenMart of Nevada NLV LLC;

Jared Kahn, Esq., of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping Hands Wellness Center, Inc. and Alfred Terteryan appeared as the representative for Helping Hands Wellness Center, Inc.;

Rick R. Hsu, Esq., of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic Concentrates, LLC;

⁵ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana Enforcement Division effective on July 1, 2020.

1 Jennifer Braster, Esq., and Andrew J. Sharples, Esq., of the law firm Naylor & Braster,
2 appeared on behalf of Circle S Farms, LLC;

3 Christopher Rose, Esq., and Kirill Mikhaylov, Esq., of the law firm Howard and Howard,
4 appeared on behalf of Wellness Connection of Nevada, LLC and Matt McClure appeared as the
5 representative for Wellness Connection of Nevada, LLC;

6 Richard D. Williamson, Esq., and Anthony G. Arger, Esq., of the law firm Robertson, Johnson,
7 Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC and Keith Capurro appeared as
8 the representative for Deep Roots Medical, LLC;

9 Joseph A. Gutierrez, Esq., of the law firm Maier Gutierrez & Associates, and Dennis Prince,
10 Esq., of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
11 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”) and Phil
12 Peckman appeared as the representative for on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
13 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”);

14 Todd L. Bice, Esq., and Jordan T. Smith, Esq., of the law firm Pisanelli Bice, appeared on
15 behalf of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC;
16 Essence Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

17 Having read and considered the pleadings filed by the parties, having reviewed the evidence
18 admitted during this phase of the trial⁶, and having heard and carefully considered the testimony of the
19 witnesses called to testify, having considered the oral and written arguments of counsel, and with the
20 intent of deciding the remaining issues⁷ related to Legality of the 2018 recreational marijuana
21 application process only⁸, the Court makes the following findings of fact and conclusions of law:
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25 ⁶ Due to the limited amount of discovery conducted prior to the Preliminary Injunction hearing and the large volume
26 of evidence admitted during that 20-day evidentiary hearing, the Court required parties to reoffer evidence previously
utilized during that hearing.

27 ⁷ The Court granted partial summary judgment on the sole issue previously enjoined. The order entered 8/17/2020
28 states:

PROCEDURAL POSTURE

Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive, licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout the state. Defendant is the DoT, which was the administrative agency responsible for issuing the licenses at the times subject to these complaints. Some successful applicants for licensure intervened as Defendants.

The Attorney General's Office was forced to deal with a significant impediment at the early stages of the litigation. This inability to disclose certain information was outside of its control because of confidentiality requirements that have now been slightly modified by SB 32. Although the parties stipulated to a protective order on May 24, 2019, many documents produced in preparation for the trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of the highly competitive nature of the industry and sensitive financial and commercial information involved. Many admitted exhibits are heavily redacted and were not provided to the Court in unredacted form.

After Judge Bailus issued the preservation order in A785818 on December 13, 2018, the Attorney General's Office sent a preservation letter to the DoT. Pupo, Deputy Director of the DoT, testified he was not told to preserve his personal cellular phone heavily utilized for work purposes. He not only deleted text messages from the phone after the date of the preservation order but also was unable to produce his phone for a forensic examination and extraction of discoverable materials. The Court finds evidence has been irretrievably lost as a result of his actions.

While case terminating sanctions and/or an irrebuttable presumption were requested, after evaluation of the Ribiero factors, given the production of certain text messages with Pupo by some

[T]he DoT acted beyond the scope of its authority by replacing the requirement for a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

The entry of these findings will convert the preliminary injunction on this issue to a permanent injunction.

⁸ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants, the claims of the remaining plaintiffs remain virtually the same. At the time of the issuance of this decision, the following plaintiffs have advised the Court they have reached a resolution with the State and certain Industry Defendants:

ETW Management Group, LLC; Libra Wellness Center, LLC; Rombough Real Estate, Inc. dba Mother Herb; Just Quality, LLC; Zion Gardens, LLC; Global Harmony, LLC; MM Development, LLC; LivFree Wellness, LLC; Nevada Wellness Center, LLC; Qualcan, LLC; High Sierra Holistics, LLC; Natural Medicine, LLC.

1 Industry Defendants and their attorney Amanda Connor, the impact of the loss of evidence was limited.
2 As a result, the Court imposes an evidentiary sanction in connection with the Sanctions ruling that the
3 evidence on Pupo's phone, if produced, would have been adverse to the DoT.⁹

4 PRELIMINARY STATEMENT

5 All parties agree that the language of an initiative takes precedence over any regulation that is in
6 conflict and that an administrative agency has some discretion in determining how to implement the
7 initiative. The Court gives deference to the agency in establishing those regulations and creating the
8 framework required to implement those provisions in conformity with the initiative.

9 The initiative to legalize recreational marijuana, Ballot Question 2 ("BQ2"), went to the voters
10 in 2016. The language of BQ2 is independent of any regulations that were adopted by the DoT. The
11 Court must balance the mandatory provisions of BQ2 (which the DoT did not have discretion to
12 modify¹⁰), those provisions with which the DoT was granted some discretion in implementation¹¹, and

13 ⁹ Given the text messages produced by certain Industry Defendants and Amanda Connor, any presumption is
14 superfluous given the substance of the messages produced.

15 ¹⁰ Article 19, Section 2(3) provides the touchstone for the mandatory provisions:

16 An initiative measure so approved by the voters shall not be amended, annulled, repealed, set aside or
suspended by the Legislature within 3 years from the date it takes effect.

17 ¹¹ NRS 453D.200(1) required the adoption of regulations for the licensure and oversight of recreational marijuana
18 cultivation, manufacturing/production, sales and distribution, but provides the DoT discretion in exactly what those
regulations would include:

19 . . . the Department shall adopt all regulations necessary or convenient to carry out the provisions of this chapter.
20 The regulations must not prohibit the operation of marijuana establishments, either expressly or through regulations
that make their operation unreasonably impracticable. The regulations shall include:

21 (a) Procedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana
establishment;

22 (b) Qualifications for licensure that are directly and demonstrably related to the operation of a marijuana
establishment;

23 (c) Requirements for the security of marijuana establishments;

24 (d) Requirements to prevent the sale or diversion of marijuana and marijuana products to persons under 21
years of age;

25 (e) Requirements for the packaging of marijuana and marijuana products, including requirements for child-
resistant packaging;

26 (f) Requirements for the testing and labeling of marijuana and marijuana products sold by marijuana
establishments including a numerical indication of potency based on the ratio of THC to the weight of a product
intended for oral consumption;

27 (g) Requirements for record keeping by marijuana establishments;

28 (h) Reasonable restrictions on signage, marketing, display, and advertising;

(i) Procedures for the collection of taxes, fees, and penalties imposed by this chapter;

(j) Procedures and requirements to enable the transfer of a license for a marijuana establishment to another
qualified person and to enable a licensee to move the location of its establishment to another suitable location;

the inherent discretion of an administrative agency to implement regulations to carry out its statutory duties. The Court must give great deference to those activities that fall within the discretionary functions of the agency. Deference is not given where the actions of the DoT were in violation of BQ2 or were arbitrary and capricious.

FINDINGS OF FACT

1. Nevada allows voters to amend its Constitution or enact legislation through the initiative process. Nevada Constitution, Article 19, Section 2.

2. In 2000, the voters amended Nevada's Constitution to allow for the possession and use of marijuana to treat various medical conditions. Nevada Constitution, Article 4, Section 38(1)(a). The initiative left it to the Legislature to create laws "[a]uthoriz[ing] appropriate methods for supply of the plant to patients authorized to use it." Nevada Constitution, Article 4, Section 38(1)(e).

3. For several years prior to the enactment of BQ2, the regulation of medical marijuana dispensaries had not been taken up by the Legislature. Some have argued in these proceedings that the delay led to the framework of BQ2.

4. In 2013, Nevada's legislature enacted NRS 453A, which allows for the cultivation and sale of medical marijuana. The Legislature described the requirements for the application to open a medical marijuana establishment. NRS 453A.322. The Nevada Legislature then charged the Division of Public and Behavioral Health with evaluating the applications. NRS 453A.328.

5. The materials circulated to voters in 2016 for BQ2 described its purpose as the amendment of the Nevada Revised Statutes as follows:

Shall the *Nevada Revised Statutes* be amended to allow a person, 21 years old or older, to purchase, cultivate, possess, or consume a certain amount of marijuana or concentrated marijuana, as well as manufacture, possess, use, transport, purchase, distribute, or sell marijuana paraphernalia; impose a 15 percent excise tax on wholesale sales of marijuana; require the

(k) Procedures and requirements to enable a dual licensee to operate medical marijuana establishments and marijuana establishments at the same location;

(l) Procedures to establish the fair market value at wholesale of marijuana; and

(m) Civil penalties for the failure to comply with any regulation adopted pursuant to this section or for any violation of the provisions of [NRS 453D.300](#).

1 regulation and licensing of marijuana cultivators, testing facilities, distributors, suppliers, and
2 retailers; and provide for certain criminal penalties?

3 6. BQ2 was enacted by the Nevada Legislature and is codified at NRS 453D.¹²

4 7. BQ2 specifically identified regulatory and public safety concerns:

5 The People of the State of Nevada proclaim that marijuana should be regulated in a manner
6 similar to alcohol so that:

7 (a) Marijuana may only be purchased from a business that is licensed by the State of
8 Nevada;

9 (b) Business owners are subject to a review by the State of Nevada to confirm that the
10 business owners and the business location are suitable to produce or sell marijuana;

11 (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly
12 controlled through State licensing and regulation;

13 (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;

14 (e) Individuals will have to be 21 years of age or older to purchase marijuana;

15 (f) Driving under the influence of marijuana will remain illegal; and

16 (g) Marijuana sold in the State will be tested and labeled.

17 NRS 453D.020(3).

18 8. BQ2 mandated the DoT to “conduct a background check of each prospective owner,
19 officer, and board member of a marijuana establishment license applicant.” NRS 453D.200(6).

20 9. On November 8, 2016, by Executive Order 2017-02, Governor Brian Sandoval
21 established a Task Force composed of 19 members to offer suggestions and proposals for legislative,
22 regulatory, and executive actions to be taken in implementing BQ2.

23 10. The Nevada Tax Commission adopted temporary regulations allowing the state to issue
24 recreational marijuana licenses by July 1, 2017 (the “Early Start Program”). Only medical marijuana
25 establishments that were already in operation could apply to function as recreational retailers during the
26 early start period. The establishments were required to be in good standing and were required to pay a
27 one-time, nonrefundable application fee as well as a specific licensing fee. The establishment also was
28 required to provide written confirmation of compliance with their municipality’s zoning and location
requirements.

¹² As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada Legislature during the 2017 session in NRS 453D.

1 11. The Task Force’s findings, issued on May 30, 2017, referenced the 2014 licensing
2 process for issuing Medical Marijuana Establishment Registration Certificates under NRS 453A. The
3 Task Force recommended that “the qualifications for licensure of a marijuana establishment and the
4 impartial numerically scored bidding process for retail marijuana stores be maintained as in the medical
5 marijuana program except for a change in how local jurisdictions participate in selection of locations.”

6 12. During the 2017 legislative session, Assembly Bill 422 transferred responsibility for the
7 registration, licensing, and regulation of marijuana establishments from the State of Nevada Division of
8 Public and Behavioral Health to the DoT.¹³

9
10 13. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension,
11 or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in
12 NAC 453D (the “Regulations”).

13 14. The Regulations for licensing were to be “directly and demonstrably related to the
14 operation of a marijuana establishment.” NRS 453D.200(1)(b). The phrase “directly and demonstrably
15 related to the operation of a marijuana establishment” is subject to more than one interpretation.
16

17 15. Each of the Plaintiffs were issued marijuana establishment licenses involving the
18 cultivation, production and/or sale of medicinal marijuana in or about 2014.
19
20
21

22 ¹³ Those provisions (a portion of which became NRS 453D.205) are consistent with BQ2:
23

24 1. When conducting a background check pursuant to subsection 6 of [NRS 453D.200](#), the Department may
25 require each prospective owner, officer and board member of a marijuana establishment license applicant to submit
a complete set of fingerprints and written permission authorizing the Department to forward the fingerprints to the
Central Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation
for its report.

26 2. When determining the criminal history of a person pursuant to paragraph (c) of subsection 1 of [NRS](#)
27 [453D.300](#), a marijuana establishment may require the person to submit to the Department a complete set of
fingerprints and written permission authorizing the Department to forward the fingerprints to the Central
Repository for Nevada Records of Criminal History for submission to the Federal Bureau of Investigation for its
28 report.

1 16. A person holding a medical marijuana establishment registration certificate could apply
2 for one or more recreational marijuana establishment licenses within the time set forth by the DoT in
3 the manner described in the application. NAC 453D.268.¹⁴
4

5 ¹⁴ Relevant portions of that provision require that application be made

6 ... by submitting an application in response to a request for applications issued pursuant to [NAC 453D.260](#) which
7 must include:

8 ***

9 2. An application on a form prescribed by the Department. The application must include, without limitation:

- 10 (a) Whether the applicant is applying for a license for a marijuana establishment for a marijuana cultivation
11 facility, a marijuana distributor, a marijuana product manufacturing facility, a marijuana testing facility or a retail
12 marijuana store;
13 (b) The name of the proposed marijuana establishment, as reflected in both the medical marijuana establishment
14 registration certificate held by the applicant, if applicable, and the articles of incorporation or other documents filed
15 with the Secretary of State;
16 (c) The type of business organization of the applicant, such as individual, corporation, partnership, limited-liability
17 company, association or cooperative, joint venture or any other business organization;
18 (d) Confirmation that the applicant has registered with the Secretary of State as the appropriate type of business,
19 and the articles of incorporation, articles of organization or partnership or joint venture documents of the applicant;
20 (e) The physical address where the proposed marijuana establishment will be located and the physical address of
21 any co-owned or otherwise affiliated marijuana establishments;
22 (f) The mailing address of the applicant;
23 (g) The telephone number of the applicant;
24 (h) The electronic mail address of the applicant;
25 (i) A signed copy of the Request and Consent to Release Application Form for Marijuana Establishment License
26 prescribed by the Department;
27 (j) If the applicant is applying for a license for a retail marijuana store, the proposed hours of operation during
28 which the retail marijuana store plans to be available to sell marijuana to consumers;
29 (k) An attestation that the information provided to the Department to apply for the license for a marijuana
30 establishment is true and correct according to the information known by the affiant at the time of signing; and
31 (l) The signature of a natural person for the proposed marijuana establishment as described in subsection 1 of [NAC
32 453D.250](#) and the date on which the person signed the application.

33 3. Evidence of the amount of taxes paid, or other beneficial financial contributions made, to this State or its
34 political subdivisions within the last 5 years by the applicant or the persons who are proposed to be owners, officers
35 or board members of the proposed marijuana establishment.

36 4. A description of the proposed organizational structure of the proposed marijuana establishment, including,
37 without limitation:

- 38 (a) An organizational chart showing all owners, officers and board members of the proposed marijuana
39 establishment;
40 (b) A list of all owners, officers and board members of the proposed marijuana establishment that contains the
41 following information for each person:

- 42 (1) The title of the person;
43 (2) The race, ethnicity and gender of the person;
44 (3) A short description of the role in which the person will serve for the organization and his or her
45 responsibilities;

46 (4) Whether the person will be designated by the proposed marijuana establishment to provide written notice to
47 the Department when a marijuana establishment agent is employed by, volunteers at or provides labor as a
48 marijuana establishment agent at the proposed marijuana establishment;

49 (5) Whether the person has served or is currently serving as an owner, officer or board member for another
50 medical marijuana establishment or marijuana establishment;

51 (6) Whether the person has served as an owner, officer or board member for a medical marijuana establishment
52 or marijuana establishment that has had its medical marijuana establishment registration certificate or license, as
53 applicable, revoked;

1 NRS 453D.210(6) mandated the DoT to use “an impartial and numerically scored competitive bidding
2 process” to determine successful applicants where competing applications were submitted.

3 17. NAC 453D.272(1) provides the procedure for when the DoT receives more than one
4 “complete” application for a single county. Under this provision the DoT will determine if the

5 (7) Whether the person has previously had a medical marijuana establishment agent registration card or
6 marijuana establishment agent registration card revoked;

7 (8) Whether the person is an attending provider of health care currently providing written documentation for the
8 issuance of registry identification cards or letters of approval;

9 (9) Whether the person is a law enforcement officer;

10 (10) Whether the person is currently an employee or contractor of the Department; and

11 (11) Whether the person has an ownership or financial investment interest in any other medical marijuana
12 establishment or marijuana establishment.

13 5. For each owner, officer and board member of the proposed marijuana establishment:

14 (a) An attestation signed and dated by the owner, officer or board member that he or she has not been convicted of
15 an excluded felony offense, and that the information provided to support the application for a license for a
16 marijuana establishment is true and correct;

17 (b) A narrative description, not to exceed 750 words, demonstrating:

18 (1) Past experience working with governmental agencies and highlighting past experience in giving back to the
19 community through civic or philanthropic involvement;

20 (2) Any previous experience at operating other businesses or nonprofit organizations; and

21 (3) Any demonstrated knowledge, business experience or expertise with respect to marijuana; and

22 (c) A resume.

23 6. Documentation concerning the size of the proposed marijuana establishment, including, without limitation,
24 building and general floor plans with supporting details.

25 7. The integrated plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana
26 from seed to sale, including, without limitation, a plan for testing and verifying marijuana, a transportation or
27 delivery plan and procedures to ensure adequate security measures, including, without limitation, building security
28 and product security.

8. A plan for the business which includes, without limitation, a description of the inventory control system of the
proposed marijuana establishment to satisfy the requirements of [NRS 453D.300](#) and [NAC 453D.426](#).

9. A financial plan which includes, without limitation:

(a) Financial statements showing the resources of the applicant;

(b) If the applicant is relying on money from an owner, officer or board member, evidence that the person has
unconditionally committed such money to the use of the applicant in the event the Department awards a license to
the applicant and the applicant obtains the necessary approvals from the locality to operate the proposed marijuana
establishment; and

(c) Proof that the applicant has adequate money to cover all expenses and costs of the first year of operation.

10. Evidence that the applicant has a plan to staff, educate and manage the proposed marijuana establishment on a
daily basis, which must include, without limitation:

(a) A detailed budget for the proposed marijuana establishment, including pre-opening, construction and first-year
operating expenses;

(b) An operations manual that demonstrates compliance with this chapter;

(c) An education plan which must include, without limitation, providing educational materials to the staff of the
proposed marijuana establishment; and

(d) A plan to minimize the environmental impact of the proposed marijuana establishment.

11. If the application is submitted on or before November 15, 2018, for a license for a marijuana distributor,
proof that the applicant holds a wholesale dealer license issued pursuant to [Chapter 369](#) of NRS, unless the
Department determines that an insufficient number of marijuana distributors will result from this limitation.

12. A response to and information which supports any other criteria the Department determines to be relevant,
which will be specified and requested by the Department at the time the Department issues a request for
applications which includes the point values that will be allocated to the applicable portions of the application
pursuant to subsection 2 of [NAC 453D.260](#).

1 “application is complete and in compliance with this chapter and Chapter 453D of NRS, the
2 Department will rank the applications . . . in order from first to last based on the compliance with the
3 provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating
4 to . . .” several enumerated factors. NAC 453D.272(1).

5 18. The factors set forth in NAC 453D.272(1) that are used to rank competing applications
6 received for a single county (collectively, the “Factors”) are:

- 7
- 8 (a) Whether the owners, officers or board members have experience operating another kind
9 of business that has given them experience which is applicable to the operation of a marijuana
10 establishment;
 - 11 (b) The diversity of the owners, officers or board members of the proposed marijuana
12 establishment;
 - 13 (c) The educational achievements of the owners, officers or board members of the proposed
14 marijuana establishment;
 - 15 (d) The financial plan and resources of the applicant, both liquid and illiquid;
 - 16 (e) Whether the applicant has an adequate integrated plan for the care, quality and
17 safekeeping of marijuana from seed to sale;
 - 18 (f) The amount of taxes paid and other beneficial financial contributions, including, without
19 limitation, civic or philanthropic involvement with this State or its political subdivisions, by the
20 applicant or the owners, officers or board members of the proposed marijuana establishment;
 - 21 (g) Whether the owners, officers or board members of the proposed marijuana establishment
22 have direct experience with the operation of a medical marijuana establishment or marijuana
23 establishment in this State and have demonstrated a record of operating such an establishment in
24 compliance with the laws and regulations of this State for an adequate period of time to
25 demonstrate success;
 - 26 (h) The (unspecified) experience of key personnel that the applicant intends to employ in
27 operating the type of marijuana establishment for which the applicant seeks a license; and
 - 28 (i) Any other criteria that the Department determines to be relevant.

19. Each of the Factors is within the DoT’s discretion in implementing the application
process provided for in BQ2. The DoT had a good-faith basis for determining that each of the Factors
is “directly and demonstrably related to the operation of a marijuana establishment.”

20. Pupo met with several of the applicants’ agent, Amanda Conner, Esq., numerous times
for meals in the Las Vegas Valley. Pupo also met with representatives of several of the applicants in
person. These meetings appeared to relate to regulatory, disciplinary and application issues.

1 21. The DoT posted the application on its website and released the application for
2 recreational marijuana establishment licenses on July 6, 2018.¹⁵

3 22. The DoT used a Listserv¹⁶ to communicate with prospective applicants.

4 23. While every medical marijuana certificate holder was required to have a contact person
5 with information provided to the DoT for purposes of communication, not every marijuana
6 establishment maintained a current email or checked their listed email address regularly, and some of
7 the applicants contend that they were not aware of the revised application.
8

9 24. Applications were accepted from September 7, 2018 through September 20, 2018.

10 25. The DoT elected to utilize a bright line standard for evaluating the factor “operating
11 such an establishment in compliance” of whether the applicant was suspended or revoked.¹⁷ If an
12 applicant was suspended or revoked they were not qualified to apply. This information was
13 communicated in the cover letter with the application.¹⁸ This decision was within the discretion of the
14 DoT.
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19 ¹⁵ The DoT made a change to the application after circulating the first version of the application to delete the
20 requirement of a physical location. The modification resulted in a different version of the application bearing the same
“footer” with the original version remaining available on the DoT’s website.

21 ¹⁶ According to Dictionary.com, the term “Listserv” is used to refer to online mailing list. When capitalized it refers
22 to a proprietary software.

23 ¹⁷ The method by which certain disciplinary matters (self-reported or not) were resolved by the DoT would not affect
the grading process.

24 ¹⁸ The cover letter reads in part:

25 All applicants are required to be in compliance with the following:

26 All licenses, certificates, and fees are current and paid;

27 Applicant is not delinquent in the payment of any tax administered by the Department or is not in default on
payment required pursuant to a written agreement with the Department; or is not otherwise liable to the Department
for the payment of money;

28 No citations for illegal activity or criminal conduct; and

Plans of correction are complete and on time, or are in progress within the required 10 business days.

1 26. The DoT utilized a question and answer process through a generic email account at
2 marijuana@tax.state.nv.us to allow applicants to ask questions and receive answers directly from the
3 DoT, and that information was not further disseminated by the DoT to other applicants.¹⁹

4 27. The cover letter with the application advised potential applicants of the process for
5 questions:

6 Do not call the division seeking application clarification or guidance.
7 Email questions to marijuana@tax.state.nv.us

8 28. No statutory or regulatory requirement for a single point of contact process required the
9 DoT to adopt this procedure.

10 29. As the individual responsible for answering the emailed questions stated:

11 Jorge Pupo is the MED deputy Director. Steve Gilbert is program manager and reports to Jorge.
12 I report to Steve. Steve prefers to not have the world know our structure. He likes industry folks
13 knowing though and addressing them. He has all questions come to me. One's I can't answer,
14 he fields and has me respond, then if he can't then Jorge gets them and Jorge has me respond.
That's the goal anyway. ☺

15 Ky Plaskon text to Rebecca Gaska 9/18/2018, Exhibit 1051.

16 30. Some applicants abided by this procedure.

17 31. The DoT did not post the questions and answers so that all potential applicants would be
18 aware of the process

19 32. The DoT made no effort to ensure that the applicants received the same answers
20 regardless of which employee of the DoT the applicant asked.

21 33. On July 9, 2018, at 4:06 pm, Amanda Connor sent a text to Pupo:

22 List of things for us to talk about when you can call me:

23 Attachment E

24 Attachment I

25 Requirement for a location or physical address

26 Attachment F

 Requirement for initial licensing fee

27 ¹⁹ This single point of contact process had been used in the 2014 medical marijuana establishment application period.
28 The questions and answers were posted to the department's website for all potential applicants to review and remain there to
this day. Exhibit 2038.

1 Transfers of ownership

2
3 Exhibit 1588-052.

4 34. Although Pupo tried to direct Amanda Connor to Steve Gilbert, she texted him that she
5 would wait rather than speak to someone else.

6 35. On the morning of July 11, 2018, Pupo and Amanda Connor spoke for twenty-nine
7 minutes and forty-five seconds.²⁰

8
9 36. Despite the single point of contact process being established, the DoT departed from this
10 procedure. By allowing certain applicants and their representatives to personally contact the DoT
11 employee about the application process, the DoT violated its own established procedures for the
12 application process.

13 37. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
14 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).²¹

15
16 38. The DoT published a revised application on July 30, 2018. This revised application was
17 sent to all participants via the DoT's Listserv. The revised application modified physical address
18 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
19 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
20 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
21 Establishment's proposed physical address if the applicant owns property or has secured a lease or
22 other property agreement (this must be a Nevada address and not a P.O. Box). Otherwise, the
23 applications are virtually identical.
24

25
26
27 ²⁰ Exhibit 1809-054.

28 ²¹ It is unclear whether Pupo had communications similar to those with Amanda Connor with other potential applicants or their agents as Pupo did not preserve the data from his cell phone.

1 39. The DoT sent a copy of the revised application through the Listserv used by the DoT.
2 Not all Plaintiffs' correct emails were included on this list.

3 40. The July 30, 2018, application, like its predecessor, described how applications were to
4 be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The
5 maximum points that could be awarded to any applicant based on these criteria was 250 points.

6 41. The identified criteria consisted of organizational structure of the applicant (60 points);
7 evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant
8 in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution
9 showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.

10 42. The non-identified criteria²² all consisted of documentation concerning the integrated
11 plan of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from
12 seed to sale (40 points); evidence that the applicant has a plan to staff, educate and manage the
13 proposed recreational marijuana establishment on a daily basis (30 points); a plan describing operating
14 procedures for the electronic verification system of the proposed marijuana establishment and
15 describing the proposed establishment's inventory control system (20 points); building plans showing
16 the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal
17 explaining likely impact of the proposed marijuana establishment in the community and how it will
18 meet customer needs (15 points).

19 43. An applicant was permitted to submit a single application for all jurisdictions in which it
20 was applying, and the application would be scored at the same time.
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27 ²² About two weeks into the grading process the Independent Contractors were advised by certain DoT employees
28 that if an identifier was included in the nonidentified section points should be deducted. It is unclear from the testimony
whether adjustments were made to the scores of those applications graded prior to this change in procedure being
established.

1 44. Although the amended application changed the language related to a physical address,
2 there was still confusion.²³

3 45. Amanda Connor corresponded with Pupo by email requesting clarification on August
4 22, 2018.²⁴

5 46. Although the DoT had used certain DoT personnel to grade applications for medical
6 marijuana establishment applications in White Pine County shortly before the recreational applications
7 were graded, the DoT made a decision for resource and staff reasons that non DoT employees hired on
8 a temporary basis would be used to grade the recreational medical marijuana applications.
9

10 47. Prior to the close of the application evaluation process, Pupo discussed with a
11 representative of the Essence Entities the timing of closing a deal involving the purchase of the entities
12 by a publicly traded company.

13 48. By September 20, 2018, the DoT received a total of 462 applications.
14

15 ²³ One plaintiff was advised by counsel (not Amanda Conner) that, despite the information related to the change for
16 physical address, the revised application appeared to conflict with the statute's physical address requirement and that
17 therefore a physical address was required.

18 ²⁴ The email thread reads:

19 On Aug 22 at 6:17 pm Amanda Connor wrote

20 Jorge –

21 I know the regulations make clear that land use or the property will not be considered in the application and having a
22 location secured is not required, but there seems to be some inconsistency in the application. Can you please confirm that a
23 location is not required and documentation about a location will not be considered or no points will be granted for having a
24 location?

25 On Aug 22 at 8:15 pm Pupo wrote:

26 That is correct. If you have a lease or own property than (sic) put those plans. If you dont (sic) then tell us what will the
27 floorplan be like etc etc

28 On Aug 22 at 8:24 pm Amanda Connor wrote

But a person who has a lease or owns the property will not get more points simply for having the property secured, correct?

On Aug 22 at 8:27 pm Pupo wrote:

Nope. LOCATION IS NOT SCORED DAMN IT!

Exhibit 2064.

1 49. In order to grade and rank the applications, the DoT posted notices that it was seeking to
2 hire individuals with specified qualifications necessary to evaluate applications. Certain DoT
3 employees also reached out to recent State retirees who might have relevant experience as part of their
4 recruitment efforts. The DoT interviewed applicants and made decisions on individuals to hire for each
5 position.

6 50. When decisions were made on who to hire, the individuals were notified that they would
7 need to register with “Manpower” under a preexisting contract between the DoT and that company.
8 Individuals would be paid through Manpower, as their application-grading work would be of a
9 temporary nature.
10

11 51. The DoT identified, hired, and provided some training to eight individuals hired to
12 grade the applications, including three to grade the identified portions of the applications, three to grade
13 the non-identified portions of the applications, and one administrative assistant for each group of
14 graders (collectively the “Independent Contractors”).
15

16 52. Based upon the testimony at trial, it remains unclear how the DoT trained the Temporary
17 Employees. While portions of the training materials from PowerPoint decks were introduced into
18 evidence, it is unclear which slides from the PowerPoint decks were used. Testimony regarding the
19 oral training based upon example applications and practice grading of prior medical marijuana
20 establishment applications was insufficient for the Court to determine the nature and extent of the
21 training of the Independent Contractors.
22

23 53. Based on the evidence adduced, the Court finds that the lack of training for the graders
24 affected the graders’ ability to evaluate the applications objectively and impartially.

25 54. NAC 453D.272(1) required the DoT to determine that an Application is “complete and
26 in compliance” with the provisions of NAC 453D in order to properly apply the licensing criteria set
27 forth therein and the provisions of the Ballot Initiative and the enabling statute.
28

1 55. In evaluating whether an application was “complete and in compliance,” the DoT made
2 no effort to verify owners, officers or board members (except for checking whether a transfer request
3 was made and remained pending before the DoT).

4 56. For purposes of grading the applicant’s organizational structure²⁵ and diversity, if an
5 applicant’s disclosure in its application of its owners, officers, and board members did not match the
6 DoT’s own records, the DoT did not penalize the applicant. Rather, the DoT permitted the grading, and
7 in some cases, awarded a conditional license to an applicant under such circumstances and dealt with
8 the issue by simply informing the winning applicant that its application would have to be brought into
9 conformity with DoT records.
10

11 57. The DoT announced the award of conditional licenses in December 2018.

12 58. The DoT did not comply with BQ2 by requiring applicants to provide information for
13 each prospective owner, officer and board member or verify the ownership of applicants applying for
14 retail recreational marijuana licenses. Instead the DoT issued conditional licenses to applicants who
15 did not identify each prospective owner, officer and board member.
16

17 59. Some of the Industry Defendants and their agent Ms. Connor, produced text messages
18 forensically extracted from their cell phones revealing the extent of contact and substance of
19 communications between them and Pupo. Additionally, phone records of Pupo identifying telephone
20 numbers communicated with and length of communication (but not content) were obtained from
21 Pupo’s cellular service provider. This evidence reinforces the presumption related to Pupo’s failure to
22 preserve evidence and reflects the preferential access and treatment provided.²⁶
23
24

25 ²⁵ The use of Advisory Boards by many applicants who were LLCs has been criticized. The DoT provided no
26 guidance to the potential applicants or the Temporary Employees of the manner by which these “Boards” should be
evaluated. As this applied equally to all applicants, it is not a basis for relief.

27 ²⁶ TGIG also was represented by Amanda Conner and had communications with Pupo. TGIG did not provide its
28 communications with Pupo.

1 60. The DoT's late decision to delete the physical address requirement on some application
2 forms while not modifying those portions of the application that were dependent on a physical location
3 (i.e. floor plan, community impact, security plan, and the sink locations) after the repeated
4 communications by an applicant's agent, not effectively communicating the revision, and leaving the
5 original version of the application on the website is evidence of a lack of a fair process.

6 61. The DoT's departure from its stated single point of contact and the degree of direct
7 personal contact outside the single point of contact process provided unequal, advantageous and
8 supplemental information to some applicants and is evidence of a lack of a fair process.

9 62. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
10 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
11 inspection of their marijuana establishment.²⁷

12 63. The DoT's lack of compliance with the established single point of contact and the
13 pervasive communications, meetings with Pupo, and preferential information provided to certain
14 applicants creates an uneven playing field because of the unequal information available to potential
15 applicants. This conduct created an unfair process for which injunctive relief may be appropriate.

16 64. The only direct action attributed to Pupo during the evaluation and grading process
17 related to the determination related to the monopolistic practices. Based upon the testimony adduced at
18 trial, Pupo's reliance upon advice of counsel from Deputy Attorney General Werbicky in making this
19 decision removes it from an arbitrary and capricious exercise of discretion.

20 65. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
21 decision denying an application for a retail recreational marijuana license.

22 66. In 2019, more than three years from the passage of Ballot Question 2, Nevada's
23 legislature repealed NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

24
25
26
27
28 ²⁷ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
the conditional licenses not enjoined under the preliminary injunction have now received final approval.

1 67. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

2 68. Nevada’s legislature also enacted statutes setting forth general qualifications for
3 licensure and registration of persons who have applied to receive marijuana establishment licenses.
4 NRS 678B.200.

5 69. The CCB was formed by the legislature and is now the government entity that oversees
6 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
7 “person is qualified to receive a license...” NRS 678B.200(1).

8 70. There are an extremely limited number of licenses available for the sale of recreational
9 marijuana.
10

11 71. The number of licenses available was set by BQ2 and is contained in NRS
12 453D.210(5)(d).

13 72. The secondary market for the transfer of licenses is limited.²⁸

14 73. Although there has been little tourism demand for legal marijuana sales due to the public
15 health emergency and as a result growth in legal marijuana sales has declined, the market is not
16 currently saturated. With the anticipated return of tourism after the abatement of the current public
17 health emergency, significant growth in legal marijuana sales is anticipated. Given the number of
18 variables related to new licenses, the claim for loss of market share is too speculative for relief.
19

20 74. Since the Court does not have authority to order additional licenses in particular
21 jurisdictions and because there are a limited number of licenses that are available in certain
22 jurisdictions, injunctive relief may be necessary to permit the Plaintiffs, if successful in the NRS
23 453D.210(6) process, to actually obtain a license with respect to the issues on which partial summary
24 judgment was granted.
25
26

27 ²⁸ Multiple changes in ownership have occurred since the applications were filed. Given this testimony, simply
28 updating the applications previously filed would not comply with BQ2.

75. The remaining Plaintiffs²⁹ (excluding TGIG) (the “Untainted Plaintiffs”) have not identified by a preponderance of the evidence, that if a single point of contact was followed by the DoT and equal information provided to all applicants, as was done for the medical marijuana application process, that there is a substantial likelihood they would have been successful in the ranking process.

76. After balancing the equities among the parties, the Court determines that the balance of equities does not weigh in favor of the Untainted Plaintiffs on the relief beyond that previously granted in conjunction with the partial summary judgment order entered on August 17, 2020.

77. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

78. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

79. “Any person...whose rights, status or other legal relations are affected by a statute, municipal ordinance, contract or franchise, may have determined any question of construction or validity arising under the instrument, statute, ordinance, contract or franchise and obtain a declaration of rights, status or other legal relations thereunder.” NRS 30.040.

80. A justiciable controversy is required to exist prior to an award of declaratory relief. *Doe v. Bryan*, 102 Nev. 523, 525, 728 P.2d 443, 444 (1986).

81. The purpose of the equal protection clause of the Fourteenth Amendment is to secure every person within the state's jurisdiction against intentional and arbitrary discrimination. . . .” *Sioux City Bridge Co. v. Dakota Cty., Neb.*, 260 U.S. 441, 445 (1923). If a suspect class or fundamental right is not implicated, then the law or regulation promulgated by the state will be upheld “so long as it bears

²⁹ TGIG's employment of Amanda Connor and direct contact with Pupo were of the same degree as the Industry Defendants who were clients of Amanda Connor.

1 a rational relation to some legitimate end.” *Romer v. Evans*, 517 U.S. 620, 631 (1996). When the state
2 or federal government arbitrarily and irrationally treats groups of citizens differently, such unequal
3 treatment runs afoul the Equal Protection Clause. *Engquist v. Oregon Dep’t of Agr.*, 553 U.S. 591, 601
4 (2008). Where an individual or group were treated differently but are not associated with any distinct
5 class, Plaintiffs must show that they were “intentionally treated differently from others similarly
6 situated and that there is no rational basis for the difference in treatment.” *Vill. of Willowbrook v.*
7 *Olech*, 528 U.S. 562, 564 (2000).

8
9 82. The Nevada Constitution also demands equal protection of the laws under Article 4,
10 Section 21 of the Nevada Constitution. *See Doe v. State*, 133 Nev. 763, 767, 406 P.3d 482, 486 (2017).

11 83. NRS 33.010 governs cases in which an injunction may be granted. The applicant must
12 show (1) a likelihood of success on the merits; and (2) a reasonable probability that the non-moving
13 party’s conduct, if allowed to continue, will cause irreparable harm for which compensatory damage is
14 an inadequate remedy.

15
16 84. Plaintiffs have the burden to demonstrate that the DoT’s conduct, if allowed to continue,
17 will result in irreparable harm for which compensatory damages is an inadequate remedy.

18 85. The Nevada Supreme Court has recognized that “[i]nitiative petitions must be kept
19 substantively intact; otherwise, the people’s voice would be obstructed. . . [I]nitiative legislation is not
20 subject to judicial tampering. The substance of an initiative petition should reflect the unadulterated
21 will of the people and should proceed, if at all, as originally proposed and signed. For this reason, our
22 constitution prevents the Legislature from changing or amending a proposed initiative petition that is
23 under consideration.” *Rogers v. Heller*, 117 Nev. 169, 178, 18 P.3d 1034,1039–40 (2001).

24
25 86. BQ2 provides, “the Department shall adopt all regulations necessary or convenient to
26 carry out the provisions of this chapter.” NRS 453D.200(1). This language does not confer upon the
27 DoT unfettered or unbridled authority to do whatever it wishes without constraint. The DoT was not
28

1 delegated the power to legislate amendments because this is initiative legislation. The Legislature itself
2 has no such authority with regard to NRS 453D until three years after its enactment under the
3 prohibition of Article 19, Section 2 of the Constitution of the State of Nevada.

4 87. Where, as here, amendment of a voter-initiated law is temporally precluded from
5 amendment for three years, the administrative agency may not modify the law.³⁰

6 88. An agency's action in interpreting and executing a statute it is tasked with interpreting is
7 entitled to deference "unless it conflicts with the constitution or other statutes, exceeds the agency's
8 powers, or is otherwise arbitrary and capricious." *Nuleaf CLV Dispensary, LLC v. State Dept. of Health*
9 *and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) (quoting
10 *Cable v. State ex rel. Emp'rs Ins. Co. of Nev.*, 122 Nev. 120, 126, 127 P.3d 528, 532 (2006)).

11 89. NRS 453D.200(1) provides that "the Department shall adopt all regulations necessary or
12 convenient to carry out the provisions of this chapter." The Court finds that the words "necessary or
13 convenient" are susceptible to at least two reasonable interpretations. This limitation applies only to
14 Regulations adopted by the DoT.
15

16 90. While the category of diversity is not specifically included in the language of BQ2, the
17 evidence presented in the hearing demonstrates that a rational basis existed for the inclusion of this
18 category in the Factors and the application.
19

20 91. The DoT's inclusion of the diversity category was implemented in a way that created a
21 process which was partial and subject to manipulation by applicants.
22

23 92. NAC 453D.272 contains what is commonly referred to as the Regulations' "anti-
24 monopoly" provision. It forbids the DoT from issuing to any person, group of persons, or entity, in a
25 county whose population is 100,000 or more, the greater of one license to operate a retail marijuana
26 store or more than 10 percent of the retail marijuana licenses allocable for the county.
27

28 ³⁰ The Court notes that the Legislature has now modified certain provisions of BQ2. The Court relies on those statutes and regulations in effect at the time of the application process.

1 93. Although not required to use a single point of contact process for questions related to the
2 application, once DoT adopted that process and published the appropriate process to all potential
3 applicants, the DoT was bound to follow that process.

4 94. The DoT employees provided various applicants with different information as to
5 diversity and what would be utilized from this category and whether it would be used merely as a
6 tiebreaker or as a substantive category.

7 95. The DoT selectively discussed with applicants or their agents the modification of the
8 application related to physical address as well as other information contained in the application.
9

10 96. The process was impacted by personal relationships in decisions related to the
11 requirements of the application and the ownership structures of competing applicants.

12 97. The intentional and repeated violations of the single point of contact process in favor of
13 only a select group of applicants was an arbitrary and capricious act and served to contaminate the
14 process. These repeated violations adversely affected applicants who were not members of that select
15 group. These violations are in and of themselves insufficient to void the process as urged by some of
16 the Plaintiffs.
17

18 98. The DoT disseminated various versions of the 2018 Retail Marijuana Application, one
19 of which was published on the DoT's website and required the applicant to provide an actual physical
20 Nevada address for the proposed marijuana establishment, and not a P.O. Box, and an alternative
21 version of the DoT's application form, which was distributed to some, but not all, of the potential
22 applicants via a DoT Listserv, which deleted the requirement that applicants disclose an actual physical
23 address for their proposed marijuana establishment.
24

25 99. The applicants were applying for conditional licensure, which would last for 1 year.
26 NAC 453D.282. The license was conditional based on the applicant's gaining approval from local
27
28

1 authorities on zoning and land use, the issuance of a business license, and the Department of Taxation
2 inspections of the marijuana establishment.

3 100. By selectively eliminating the requirement to disclose an actual physical address for
4 each and every proposed retail recreational marijuana establishment, the DoT limited the ability of the
5 Independent Contractors to adequately assess graded criteria such as (i) prohibited proximity to schools
6 and certain other public facilities, (ii) impact on the community, (iii) security, (iv) building plans, and
7 (v) other material considerations prescribed by the Regulations.

8
9 101. The hiring of Independent Contractors was well within the DoT's discretionary power.

10 102. The evidence establishes that the DoT failed to properly train the Independent
11 Contractors. The DoT failed to establish any quality assurance or quality control of the grading done
12 by Independent Contractors.³¹ This is not an appropriate basis for the requested relief as the DoT
13 treated all applicants the same in the grading process. The DoT's failures in training the Independent
14 Contractors applied equally to all applicants.

15
16 103. The DoT made licensure conditional for one year based on the grant of power to create
17 regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a
18 license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's
19 discretion.

20 104. Certain of DoT's actions related to the licensing process were nondiscretionary
21 modifications of BQ2's mandatory requirements.³² The evidence establishes DoT's deviations
22 constituted arbitrary and capricious conduct without any rational basis for the deviation.

23
24 105. The DoT's decision to not require disclosure on the application and to not conduct
25 background checks of persons owning less than 5 percent prior to award of a conditional license is an

26
27 ³¹ The only QA/QC process was done by the Temporary Employees apparently with no oversight by the DoT.

28 ³² These are contained in the order entered August 17, 2020.

1 impermissible deviation from the mandatory language of BQ2, which mandated “a background check
2 of each prospective owner, officer, and board member of a marijuana establishment license applicant.”
3 NRS 453D.200(6).

4 106. Under the circumstances presented here, the Court concludes that certain of the
5 Regulations created by the DoT are unreasonable, inconsistent with BQ2, and outside of any discretion
6 permitted to the DoT.

7 107. The DoT acted beyond its scope of authority when it arbitrarily and capriciously
8 replaced the mandatory requirement of BQ2, for the background check of each prospective owner,
9 officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by
10 the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of
11 Article 19, Section 2(3) of the Nevada Constitution.
12

13 108. The balance of equities weighs in favor of Plaintiffs on the issue for which partial
14 summary judgment has been granted.³³
15

16 109. The DoT stands to suffer no appreciable losses and will suffer only minimal harm as a
17 result of an injunction related to the August 17, 2020, partial summary judgment.

18 110. The bond previously posted for the preliminary injunction is released to those parties
19 who posted the bond.³⁴

20 111. If any conclusions of law are properly findings of fact, they shall be treated as if
21 appropriately identified and designated.
22
23
24

25 ³³ The order concludes:

26 [A]s a matter of law, the DoT acted beyond the scope of its authority by replacing the requirement for
27 a background check of each prospective owner with the 5 percent or greater standard in NAC 453D.255(1).

28 ³⁴ Any objections to the release of the bond must be made within five judicial days of entry of this order. If no
objections are made, the Court will sign an order submitted by Plaintiffs. If an objection is made, the Court will set a
hearing for further argument on this issue.

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

The claim for declaratory relief is granted. The Court declares:

The DoT acted beyond its scope of authority when it arbitrarily and capriciously replaced the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1). This decision by the DoT was not one they were permitted to make as it resulted in a modification of BQ2 in violation of Article 19, Section 2(3) of the Nevada Constitution.

The claim for equal protection is granted in part:

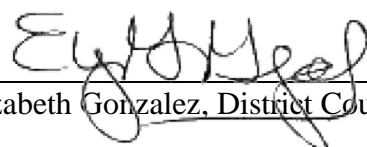
With respect to the decision by the DoT to arbitrarily and capriciously replace the mandatory requirement of BQ2, for the background check of each prospective owner, officer and board member with the 5 percent or greater standard in NAC 453.255(1), the DoT created an unfair process. No monetary damages are awarded given the speculative nature of the potential loss of market share.

Injunctive relief under these claims is appropriate. The State is permanently enjoined from conducting a final inspection of any of the conditional licenses issued in or about December 2018 for an applicant who did not provide the identification of each prospective owner, officer and board member as required by NRS 453D.200(6).

The Court declines to issue an extraordinary writ unless violation of the permanent injunction occurs.

All remaining claims for relief raised by the parties in this Phase are denied.

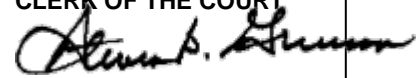
DATED this 3rd day of September 2020.


Elizabeth Gonzalez, District Court Judge

Certificate of Service

I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the Eighth Judicial District Court Electronic Filing Program.

/s/ Dan Kutinac
Dan Kutinac, JEA Dept XI



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

A-18-785818-W

A-18-786357-W

A-19-786962-B

A-19-787035-C

A-19-787540-W

A-19-787726-C

A-19-801416-B

Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 1 pursuant to the Trial Protocol¹ on September 8, 2020². The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Mark S. Dzarnoski, Esq. of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm, LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”);

¹ Phase 1 of the Trial as outlined in the Trial Protocol includes all claims related to the petitions for judicial review filed by various Plaintiffs. Many of the Plaintiffs who filed Petitions for Judicial Review have now resolved their claims with the State and certain Industry Defendants.

² Prior to the commencement of Phase 1 of Trial, the Court completed the Trial of Phase 2 and issued a written decision on September 3, 2020. That decision included declaratory and injunctive relief related to many of the same issues raised by Plaintiffs in argument during this Phase. The Court previously limited the petition for judicial review process in this phase to the scoring and ranking of plaintiffs’ applications. See Order entered November 7, 2019.

³ Given the public health emergency Phase 1 of the Trial was conducted entirely by remote means.

1 Adam K. Bult, Esq. and Maximilien D. Fetaz, Esq. of the law firm Brownstein Hyatt Farber
2 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
3 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
4 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”);

5 Nathaniel R. Rulis, Esq. of the law firm Kemp, Jones & Coulthard, LLP, appeared on behalf of
6 MM Development Company, Inc. and LivFree Wellness, LLC; (Case No. A785818-W) (the “MM
7 Plaintiffs”);;

8 Theodore Parker III, Esq. and Jennifer Del Carmen, Esq. of the law firm Parker Nelson &
9 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
10 Hawkins appeared as the representative for Nevada Wellness Center;

11 Peter S. Christiansen, Esq. and Whitney Barrett, Esq. of the law firm Christiansen Law Offices,
12 appeared on behalf of Qualcan LLC;

13 James W. Puzey, Esq. of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
14 appeared on behalf of High Sierra Holistics, LLC;

15 Amy L. Sugden, Esq. of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen Puliz
16 appeared as the representative for THC Nevada, LLC;

17 Sigal Chattah, Esq. of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
18 Inc..

19 Nicolas R. Donath, Esq. of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
20 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

21 Stephanie J. Smith, Esq. of Bendavid Law, appeared on behalf of Natural Medicine, LLC;

22 Craig D. Slater, Esq. of the law firm Luh & Associates, appeared on behalf of Clark Natural
23 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
24 Cannabis Dispensary, LLC; and,

1 Clarence E. Gamble, Esq. of the law firm Ramos Law on behalf of Rural Remedies, LLC.

2 *The State*

3 Steven G. Shevorski, Esq. and Kiel Ireland, Esq. of the Office of the Nevada Attorney General,
4 appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance
5 Board⁴ (“CCB”) (collectively “the State”).

6 *The Industry Defendants*

7 David R. Koch, Esq. of the law firm Koch & Scow, LLC, appeared on behalf of Nevada
8 Organic Remedies, LLC (“NOR”);

9 Rusty Graf, Esq. of the law firm Black & Lobello, appeared on behalf of Clear River, LLC;

10 Eric D. Hone, Esq. of the law firm H1 Law Group, appeared on behalf of Lone Mountain
11 Partners, LLC;

12 Alina M. Shell, Esq. of the law firm McLetchie Law, appeared on behalf of GreenMart of
13 Nevada NLV LLC;

14 Jared Kahn, Esq. of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping
15 Hands Wellness Center, Inc.;

16 Rick R. Hsu, Esq. of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic
17 Concentrates, LLC;

18 Andrew J. Sharples, Esq. of the law firm Naylor & Braster, appeared on behalf of Circle S
19 Farms, LLC;

20 Christopher Rose, Esq. and Kirill Mikhaylov, Esq. of the law firm Howard and Howard,
21 appeared on behalf of Wellness Connection of Nevada, LLC;

22
23
24
25
26
27 ⁴ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana
28 Enforcement Division effective on July 1, 2020. While certain statutes and regulations in effect at the time of the
application process have been modified, for purposes of these proceedings the Court evaluates those that were in existence
at the time of the application process.

1 Richard D. Williamson, Esq. and Jonathan Tew, Esq. of the law firm Robertson, Johnson,
2 Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC;

3 Joseph A. Gutierrez, Esq. of the law firm Maier Gutierrez & Associates, and Dennis Prince,
4 Esq. of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
5 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”); and,

6 Todd L. Bice, Esq. and Jordan T. Smith, Esq. of the law firm Pisanelli Bice, appeared on behalf
7 of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC; Essence
8 Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

9
10 Having read and considered the pleadings filed by the parties, having reviewed the
11 administrative record filed in this proceeding,⁵ and having considered the oral and written arguments of
12 counsel, and with the intent of deciding the remaining issues⁶ related to the various Petitions for
13 Judicial Review only,⁷ the Court makes the following findings of fact and conclusions of law:

14 15 **PROCEDURAL POSTURE**

16 Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive,
17 licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout
18 the state. Defendant is the DoT, which was the administrative agency responsible for issuing the
19 licenses at the times subject to these complaints. Some successful applicants for licensure intervened as
20 Defendants.

21
22
23 ⁵ The State produced the applications as redacted by various Plaintiffs on June 12, 2020 and supplemented with
24 additional information on June 26, 2020. The Court previously denied TGIG’s motion to supplement the record by order
25 entered August 28, 2020. The portions of the applications which were redacted varied based upon the decisions made by
26 each individual Plaintiff. These redacted applications do not provide the Court with information needed to make a decision
27 related to the “completeness” issue as argued during Phase 1. During Phase 2 of the Trial an unredacted application by THC
28 was admitted.

⁶ The Court granted partial summary judgment and remanded to the DoT, MM and LivFree’s appeals which had
been summarily rejected by Pupo. See written order filed on July 11, 2020.

⁷ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants,
the Petitions of the remaining plaintiffs remain virtually the same.

1 The Attorney General's Office was forced to deal with a significant impediment at the early
2 stages of the litigation. This inability to disclose certain information was outside of its control because
3 of confidentiality requirements that have now been slightly modified by SB 32. Although the parties
4 stipulated to a protective order on May 24, 2019,⁸ many documents produced in preparation for the
5 trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of
6 the highly competitive nature of the industry and sensitive financial and commercial information
7 involved. Much of the administrative record is heavily redacted and was not provided to the Court in
8 unredacted form.
9

10 PRELIMINARY STATEMENT

11 On June 12, 2020, the DOT submitted its Record on Review in Accordance with the Nevada
12 Administrative Procedure Act, including documents showing certain applicants' applications, the
13 scoring sheets, and related tally sheets. On June 26, 2020, the DOT filed a Supplement to Record on
14 Review in Accordance with the Nevada Administrative Procedure Act to add certain information
15 related to the dissemination of the applications. The documents contained within these two filings
16 (collectively, the "Record") provides all relevant evidence that resulted in the DoT's final decision. All
17 Plaintiffs redacted their own applications that are the subject of their Petition for Judicial Review.⁹
18

19 FINDINGS OF FACT

20 1. Ballot Question 2 ("BQ2") was enacted by the Nevada Legislature and is codified at
21 NRS 453D.¹⁰
22

23 ⁸ The Court recognizes the importance of utilizing a stipulated protective order for discovery purpose in complex
24 litigation involving confidential commercial information. NRS 600A.070. The use of a protective order does not relieve a
party of proffering evidence sufficient for the Court to make a determination on the merits related to the claims at issue.

25 ⁹ The Record filed by the State utilized the versions of the submitted applications which had been redacted by the
26 applicants as part of the stipulated protective order in this matter. Applications for which an attorney's eyes only
27 designation had been made by a Plaintiff were not included in the Record. The redacted applications submitted by Plaintiffs
limits the Court's ability to discern information related to this Phase.

28 ¹⁰ As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the
exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada
Legislature during the 2017 session in NRS 453D.

2. BQ2 specifically identified regulatory and public safety concerns:

The People of the State of Nevada proclaim that marijuana should be regulated in a manner similar to alcohol so that:

- (a) Marijuana may only be purchased from a business that is licensed by the State of Nevada;
- (b) Business owners are subject to a review by the State of Nevada to confirm that the business owners and the business location are suitable to produce or sell marijuana;
- (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly controlled through State licensing and regulation;
- (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;
- (e) Individuals will have to be 21 years of age or older to purchase marijuana;
- (f) Driving under the influence of marijuana will remain illegal; and
- (g) Marijuana sold in the State will be tested and labeled.

NRS 453D.020(3).

3. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension, or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in NAC 453D (the “Regulations”).

4. NRS 453D.210(6) mandated the DoT use “an impartial and numerically scored competitive bidding process” to determine successful applicants where competing applications were submitted.

5. NAC 453D.272(1) provides the procedure for when the DoT receives more than one “complete” application for a single county. Under this provision the DoT will determine if the “application is complete and in compliance with this chapter and Chapter 453D of NRS, the Department will rank the applications . . . in order from first to last based on the compliance with the provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating to . . .” several enumerated factors. NAC 453D.272(1).

6. The DoT posted the application on its website and released the application for recreational marijuana establishment licenses on July 6, 2018.¹¹

¹¹ The DoT made a change to the application after circulating the first version of the application to delete the requirement of a physical location. The modification resulted in a different version of the application bearing the same “footer” with the original version remaining available on the DoT’s website.

1 7. The DoT used a Listserv¹² to communicate with prospective applicants.

2 8. Applications were accepted from September 7, 2018 through September 20, 2018.

3 9. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
4 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).

5 10. The DoT published a revised application on July 30, 2018. This revised application was
6 sent to all participants via the DoT's Listserv. The revised application modified physical address
7 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
8 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
9 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
10 Establishment's proposed physical address if the applicant owns property or has secured a lease or
11 other property agreement (this must be a Nevada address and not a P.O. Box)." Otherwise, the
12 applications are virtually identical.

13 11. The DoT sent a copy of the revised application through the Listserv used by the DoT.
14 Not all Plaintiffs' correct emails were included on this list.

15 12. The July 30, 2018, application, like its predecessor, described how applications were to
16 be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The
17 maximum points that could be awarded to any applicant based on these criteria was 250 points.

18 13. The identified criteria consisted of organizational structure of the applicant (60 points);
19 evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant
20 in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution
21 showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.
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27 ¹² According to Dictionary.com, the term "Listserv" is used to refer to online mailing list. When capitalized it refers
28 to a proprietary software.

1 14. The non-identified criteria all consisted of documentation concerning the integrated plan
2 of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from seed to
3 sale (40 points); evidence that the applicant has a plan to staff, educate and manage the proposed
4 recreational marijuana establishment on a daily basis (30 points); a plan describing operating
5 procedures for the electronic verification system of the proposed marijuana establishment and
6 describing the proposed establishment's inventory control system (20 points); building plans showing
7 the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal
8 explaining likely impact of the proposed marijuana establishment in the community and how it will
9 meet customer needs (15 points).
10

11 15. An applicant was permitted to submit a single application for all jurisdictions in which it
12 was applying, and the application would be scored at the same time.

13 16. By September 20, 2018, the DoT received a total of 462 applications.

14 17. NAC 453D.272(1) required the DoT to determine that an Application is "complete and
15 in compliance" with the provisions of NAC 453D in order to properly apply the licensing criteria.¹³
16

17 18. In evaluating whether an application was "complete and in compliance," the DoT made
18 no effort to verify owners, officers or board members (except for checking whether a transfer request
19 was made and remained pending before the DoT).¹⁴
20

21 19. The DoT announced the award of conditional licenses in December 2018.
22
23

24 ¹³ The Plaintiffs argue that the failure to provide an actual proposed physical address should render many of the
25 applications incomplete and requests that Court remand the matter to the State for a determination of the completeness of
26 each application and supplementation of the record. As the physical address issue has been resolved by the Court in the
Phase 2 decision, the Court declines to take any action on the petition for judicial review with respect to this issue.

27 ¹⁴ As the Plaintiffs (with the exception of THC) have not provided their unredacted applications, the Court cannot
28 make a determination with respect to completeness of this area. As the Court has already granted a permanent injunction on
the ownership issue, the Court declines to take any further action on the petition for judicial review with respect to this
issue.

1 20. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
2 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
3 inspection of their marijuana establishment.¹⁵

4 21. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
5 decision denying an application for a retail recreational marijuana license.

6 22. In 2019, more than three years from the passage of BQ2, Nevada’s legislature repealed
7 NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

8 23. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

9 24. Nevada’s legislature also enacted statutes setting forth general qualifications for
10 licensure and registration of persons who have applied to receive marijuana establishment licenses.
11 NRS 678B.200.

12 25. The CCB was formed by the legislature and is now the government entity that oversees
13 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
14 “person is qualified to receive a license...” NRS 678B.200(1).

15 26. The Plaintiffs have not identified by a preponderance of the evidence any specific
16 instance with respect to their respective applications that the procedure used by the DoT for analyzing,
17 evaluating, and ranking the applications was done in violation of the applicable regulations or in an
18 arbitrary or capricious manner.

19 27. To the extent that judicial review would be available in this matter, no additional relief is
20 appropriate beyond that contained in the decision entered on September 3, 2020.¹⁶

21 ¹⁵ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
22 the conditional licenses not enjoined under the preliminary injunction have now received final approval.

23 ¹⁶ The Court recognizes the decision in *State Dep’t of Health & Human Services, Div. of Pub. & Behavioral Health*
24 *Med. Marijuana Establishment Program v. Samantha Inc.* (“Samantha”), 133 Nev. 809, 815-16, 407 P.3d 327, 332 (2017),
25 limits the availability of judicial review. Here as the alternative claims not present in that matter have already been decided
26 by written order entered September 3, 2020, regardless of whether the vehicle of judicial relief is appropriate, no further
27 relief will be granted in this matter.
28

28. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

29. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

30. This Court has previously held that the deletion of the physical address requirement given the decision in *Nuleaf CLV Dispensary, LLC v. State Dept. of Health and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) does not form a basis for relief.¹⁷

31. “Courts have no inherent appellate jurisdiction over official acts of administrative agencies.” *Fitzpatrick v. State ex rel., Dept. of Commerce, Ins. Div.*, 107 Nev. 486, 488, 813 P.2d 1004 (1991) (citing *Crane*, 105 Nev. 399, 775 P.2d 705).

32. Under NRS 233B.130(1), judicial review is only available for a party who is “(a) [i]dentified as a party of record by an agency in an administrative proceeding; and (b) [a]ggrieved by a final decision in a contested case.”

33. A contested case is “a proceeding . . . in which the legal rights, duties or privileges of a party are required by law to be determined by an agency after an opportunity for hearing, or in which an administrative penalty may be imposed.” NRS 233B.032.

34. A valid petition for judicial review requires a record of the proceedings below to be transmitted to the reviewing court within a certain timeframe. NRS 233B.131. The record in such a case must include:

- (a) All pleadings, motions and intermediate rulings.
- (b) Evidence received or considered.
- (c) A statement of matters officially noticed.

¹⁷ The Court remains critical of the method by which the decision to delete the address requirement was made and the manner by which it was communicated. These issues are fully addressed in the decision entered September 3, 2020.

- (d) Questions and offers of proof and objections, and rulings thereon.
(e) Proposed findings and exceptions.
(f) Any decision, opinion or report by the hearing officer presiding at the hearing.

NRS 233B.121(7).

35. Judicial review under NRS 233B is to be restricted to the administrative record. *See* NRS 233B.135(1)(b).

36. The Record provides all relevant evidence that resulted in the DoT's analysis of Plaintiffs' applications.

37. The Record is limited and Plaintiffs themselves redacted their own applications at issue.

38. The Record in this case does not support Plaintiffs' Petition.

39. Plaintiffs do not cite to any evidence in the Record that supports their substantive arguments.

40. The Plaintiffs have not met their burden of establishing that the DoT's decisions granting and denying the applications for conditional licenses: (1) violated constitutional and/or statutory provisions; (2) exceeded the DOT's statutory authority; (3) were based upon unlawful procedure; (4) were clearly erroneous based upon the Record; (5) were arbitrary and capricious; or (6) generally constituted an abuse of discretion.

41. The applicants were applying for conditional licensure, which would last for 1 year. NAC 453D.282. The license was conditional based on the applicant gaining approval from local authorities on zoning and land use, the issuance of a business license, and the Department of Taxation inspections of the marijuana establishment.

42. The DoT made licensure conditional for one year based on the grant of power to create regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's discretion.

1 43. If any conclusions of law are properly findings of fact, they shall be treated as if
2 appropriately identified and designated.

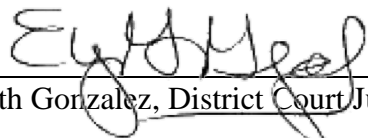
3 **ORDER**

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:**

5 Plaintiffs' Petitions for Judicial Review under NRS 233B.130 is denied in its entirety.

6 All remaining claims for relief raised by the parties in this Phase are denied.

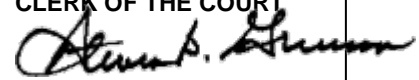
7 DATED this 16th day of September 2020.

8
9 
10 _____
11 Elizabeth Gonzalez, District Court Judge

12
13 **Certificate of Service**

14 I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent
15 Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the
16 Eighth Judicial District Court Electronic Filing Program.

17
18 /s/ *Dan Kutinac*
19 Dan Kutinac, JEA Dept XI



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Department of Taxation

DISTRICT COURT
CLARK COUNTY, NEVADA

In re DOT Litigation,

Case No. A-19-787004-B
Dept. No. XI

Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19787540-W
A-19-787726-C
A-19-801416-B

NOTICE OF ENTRY OF JUDGMENT

PLEASE TAKE NOTICE that a Findings of Fact, Conclusion of Law and Permanent Injunction was entered on the 16th day of September, 2020, a copy of which is attached hereto as Exhibit "A".

DATED this 22nd day of September, 2020.

AARON D. FORD
Attorney General

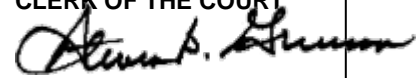
By: /s/ Steve Shevorski
Steve Shevorski (Bar No. 8256)
Chief Litigation Counsel

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/s/ *Eddie Rueda*
Eddie Rueda, an employee of the
Office of the Attorney General

EXHIBIT A

EXHIBIT A



FFCL

DISTRICT COURT
CLARK COUNTY, NEVADA

In Re: D.O.T. Litigation

Case No. A-19-787004-B

Consolidated with:

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Dept. No. XI

FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION

This matter having come before the Court for a non-jury trial on Phase 1 pursuant to the Trial Protocol¹ on September 8, 2020². The following counsel and party representatives participated in this Phase of the Trial:³

The Plaintiffs

Mark S. Dzarnoski, Esq. of the law firm Clark Hill, appeared on behalf of TGIG, LLC; Nevada Holistic Medicine, LLC; GBS Nevada Partners, LLC; Fidelis Holdings, LLC; Gravitas Nevada, LLC; Nevada Pure, LLC; Medifarm, LLC; and Medifarm IV, LLC; (Case No. A786962-B) (the “TGIG Plaintiffs”);

¹ Phase 1 of the Trial as outlined in the Trial Protocol includes all claims related to the petitions for judicial review filed by various Plaintiffs. Many of the Plaintiffs who filed Petitions for Judicial Review have now resolved their claims with the State and certain Industry Defendants.

² Prior to the commencement of Phase 1 of Trial, the Court completed the Trial of Phase 2 and issued a written decision on September 3, 2020. That decision included declaratory and injunctive relief related to many of the same issues raised by Plaintiffs in argument during this Phase. The Court previously limited the petition for judicial review process in this phase to the scoring and ranking of plaintiffs’ applications. See Order entered November 7, 2019.

³ Given the public health emergency Phase 1 of the Trial was conducted entirely by remote means.

1 Adam K. Bult, Esq. and Maximilien D. Fetaz, Esq. of the law firm Brownstein Hyatt Farber
2 Schreck, LLP, appeared on behalf of ETW Management Group, LLC; Global Harmony, LLC; Just
3 Quality, LLC; Libra Wellness Center, LLC; Rombough Real Estate Inc. dba Mother Herb; and Zion
4 Gardens, LLC; (Case No. A787004-B) (the “ETW Plaintiffs”);

5 Nathaniel R. Rulis, Esq. of the law firm Kemp, Jones & Coulthard, LLP, appeared on behalf of
6 MM Development Company, Inc. and LivFree Wellness, LLC; (Case No. A785818-W) (the “MM
7 Plaintiffs”);;

8 Theodore Parker III, Esq. and Jennifer Del Carmen, Esq. of the law firm Parker Nelson &
9 Associates, appeared on behalf of Nevada Wellness Center (Case No. A787540-W) and Frank
10 Hawkins appeared as the representative for Nevada Wellness Center;

11 Peter S. Christiansen, Esq. and Whitney Barrett, Esq. of the law firm Christiansen Law Offices,
12 appeared on behalf of Qualcan LLC;

13 James W. Puzey, Esq. of the law firm Holley, Driggs, Walch, Fine, Puzey, Stein & Thompson,
14 appeared on behalf of High Sierra Holistics, LLC;

15 Amy L. Sugden, Esq. of Sugden Law, appeared on behalf of THC Nevada, LLC and Allen Puliz
16 appeared as the representative for THC Nevada, LLC;

17 Sigal Chattah, Esq. of the law firm Chattah Law Group, appeared on behalf of Herbal Choice,
18 Inc..

19 Nicolas R. Donath, Esq. of the law firm N.R. Donath & Associates, PLLC, appeared on behalf
20 of Green Leaf Farms Holdings, LLC; Green Therapeutics, LLC; NevCann, LLC; and Red Earth, LLC;

21 Stephanie J. Smith, Esq. of Bendavid Law, appeared on behalf of Natural Medicine, LLC;

22 Craig D. Slater, Esq. of the law firm Luh & Associates, appeared on behalf of Clark Natural
23 Medicinal Solutions, LLC; NYE Natural Medicinal Solutions, LLC; Clark NMSD, LLC; and Inyo Fine
24 Cannabis Dispensary, LLC; and,

1 Clarence E. Gamble, Esq. of the law firm Ramos Law on behalf of Rural Remedies, LLC.

2 *The State*

3 Steven G. Shevorski, Esq. and Kiel Ireland, Esq. of the Office of the Nevada Attorney General,
4 appeared on behalf of the State of Nevada, Department of Taxation (“DoT”) and Cannabis Compliance
5 Board⁴ (“CCB”) (collectively “the State”).

6 *The Industry Defendants*

7 David R. Koch, Esq. of the law firm Koch & Scow, LLC, appeared on behalf of Nevada
8 Organic Remedies, LLC (“NOR”);

9 Rusty Graf, Esq. of the law firm Black & Lobello, appeared on behalf of Clear River, LLC;

10 Eric D. Hone, Esq. of the law firm H1 Law Group, appeared on behalf of Lone Mountain
11 Partners, LLC;

12 Alina M. Shell, Esq. of the law firm McLetchie Law, appeared on behalf of GreenMart of
13 Nevada NLV LLC;

14 Jared Kahn, Esq. of the law firm JK Legal & Consulting, LLC, appeared on behalf of Helping
15 Hands Wellness Center, Inc.;

16 Rick R. Hsu, Esq. of the law firm Maupin, Cox & LeGoy, appeared on behalf of Pure Tonic
17 Concentrates, LLC;

18 Andrew J. Sharples, Esq. of the law firm Naylor & Braster, appeared on behalf of Circle S
19 Farms, LLC;

20 Christopher Rose, Esq. and Kirill Mikhaylov, Esq. of the law firm Howard and Howard,
21 appeared on behalf of Wellness Connection of Nevada, LLC;

22
23
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25
26
27 ⁴ The CCB was added based upon motion practice as a result of the transfer of responsibility for the Marijuana
28 Enforcement Division effective on July 1, 2020. While certain statutes and regulations in effect at the time of the
application process have been modified, for purposes of these proceedings the Court evaluates those that were in existence
at the time of the application process.

1 Richard D. Williamson, Esq. and Jonathan Tew, Esq. of the law firm Robertson, Johnson,
2 Miller & Williamson, appeared on behalf of Deep Roots Medical, LLC;

3 Joseph A. Gutierrez, Esq. of the law firm Maier Gutierrez & Associates, and Dennis Prince,
4 Esq. of the Prince Law Group, appeared on behalf of CPCM Holdings, LLC d/b/a Thrive Cannabis
5 Marketplace; Commerce Park Medical, LLC; and Cheyenne Medical, LLC (“Thrive”); and,

6 Todd L. Bice, Esq. and Jordan T. Smith, Esq. of the law firm Pisanelli Bice, appeared on behalf
7 of Integral Associates, LLC d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC; Essence
8 Henderson, LLC; (“Essence”) (collectively the “Industry Defendants”).

9
10 Having read and considered the pleadings filed by the parties, having reviewed the
11 administrative record filed in this proceeding,⁵ and having considered the oral and written arguments of
12 counsel, and with the intent of deciding the remaining issues⁶ related to the various Petitions for
13 Judicial Review only,⁷ the Court makes the following findings of fact and conclusions of law:

14 15 **PROCEDURAL POSTURE**

16 Plaintiffs are a group of unrelated commercial entities who applied for, but did not receive,
17 licenses to operate retail recreational marijuana establishments in various local jurisdictions throughout
18 the state. Defendant is the DoT, which was the administrative agency responsible for issuing the
19 licenses at the times subject to these complaints. Some successful applicants for licensure intervened as
20 Defendants.

21
22
23 ⁵ The State produced the applications as redacted by various Plaintiffs on June 12, 2020 and supplemented with
24 additional information on June 26, 2020. The Court previously denied TGIG’s motion to supplement the record by order
25 entered August 28, 2020. The portions of the applications which were redacted varied based upon the decisions made by
26 each individual Plaintiff. These redacted applications do not provide the Court with information needed to make a decision
27 related to the “completeness” issue as argued during Phase 1. During Phase 2 of the Trial an unredacted application by THC
28 was admitted.

⁶ The Court granted partial summary judgment and remanded to the DoT, MM and LivFree’s appeals which had
been summarily rejected by Pupo. See written order filed on July 11, 2020.

⁷ While several plaintiffs have reached a resolution of their claims with the State and certain Industry Defendants,
the Petitions of the remaining plaintiffs remain virtually the same.

1 The Attorney General's Office was forced to deal with a significant impediment at the early
2 stages of the litigation. This inability to disclose certain information was outside of its control because
3 of confidentiality requirements that have now been slightly modified by SB 32. Although the parties
4 stipulated to a protective order on May 24, 2019,⁸ many documents produced in preparation for the
5 trial and for discovery purposes were heavily redacted or produced as attorney's eyes only because of
6 the highly competitive nature of the industry and sensitive financial and commercial information
7 involved. Much of the administrative record is heavily redacted and was not provided to the Court in
8 unredacted form.
9

10 PRELIMINARY STATEMENT

11 On June 12, 2020, the DOT submitted its Record on Review in Accordance with the Nevada
12 Administrative Procedure Act, including documents showing certain applicants' applications, the
13 scoring sheets, and related tally sheets. On June 26, 2020, the DOT filed a Supplement to Record on
14 Review in Accordance with the Nevada Administrative Procedure Act to add certain information
15 related to the dissemination of the applications. The documents contained within these two filings
16 (collectively, the "Record") provides all relevant evidence that resulted in the DoT's final decision. All
17 Plaintiffs redacted their own applications that are the subject of their Petition for Judicial Review.⁹
18

19 FINDINGS OF FACT

20 1. Ballot Question 2 ("BQ2") was enacted by the Nevada Legislature and is codified at
21 NRS 453D.¹⁰
22

23 ⁸ The Court recognizes the importance of utilizing a stipulated protective order for discovery purpose in complex
24 litigation involving confidential commercial information. NRS 600A.070. The use of a protective order does not relieve a
party of proffering evidence sufficient for the Court to make a determination on the merits related to the claims at issue.

25 ⁹ The Record filed by the State utilized the versions of the submitted applications which had been redacted by the
26 applicants as part of the stipulated protective order in this matter. Applications for which an attorney's eyes only
27 designation had been made by a Plaintiff were not included in the Record. The redacted applications submitted by Plaintiffs
limits the Court's ability to discern information related to this Phase.

28 ¹⁰ As the provisions of BQ2 and the sections of NRS 453D in effect at the time of the application process (with the
exception of NRS 453D.205) are identical, for ease of reference the Court cites to BQ2 as enacted by the Nevada
Legislature during the 2017 session in NRS 453D.

2. BQ2 specifically identified regulatory and public safety concerns:

The People of the State of Nevada proclaim that marijuana should be regulated in a manner similar to alcohol so that:

- (a) Marijuana may only be purchased from a business that is licensed by the State of Nevada;
- (b) Business owners are subject to a review by the State of Nevada to confirm that the business owners and the business location are suitable to produce or sell marijuana;
- (c) Cultivating, manufacturing, testing, transporting and selling marijuana will be strictly controlled through State licensing and regulation;
- (d) Selling or giving marijuana to persons under 21 years of age shall remain illegal;
- (e) Individuals will have to be 21 years of age or older to purchase marijuana;
- (f) Driving under the influence of marijuana will remain illegal; and
- (g) Marijuana sold in the State will be tested and labeled.

NRS 453D.020(3).

3. On February 27, 2018, the DoT adopted regulations governing the issuance, suspension, or revocation of retail recreational marijuana licenses in LCB File No. R092-17, which were codified in NAC 453D (the “Regulations”).

4. NRS 453D.210(6) mandated the DoT use “an impartial and numerically scored competitive bidding process” to determine successful applicants where competing applications were submitted.

5. NAC 453D.272(1) provides the procedure for when the DoT receives more than one “complete” application for a single county. Under this provision the DoT will determine if the “application is complete and in compliance with this chapter and Chapter 453D of NRS, the Department will rank the applications . . . in order from first to last based on the compliance with the provisions of this chapter and Chapter 453D of NRS and on the content of the applications relating to . . .” several enumerated factors. NAC 453D.272(1).

6. The DoT posted the application on its website and released the application for recreational marijuana establishment licenses on July 6, 2018.¹¹

¹¹ The DoT made a change to the application after circulating the first version of the application to delete the requirement of a physical location. The modification resulted in a different version of the application bearing the same “footer” with the original version remaining available on the DoT’s website.

1 7. The DoT used a Listserv¹² to communicate with prospective applicants.

2 8. Applications were accepted from September 7, 2018 through September 20, 2018.

3 9. After the posting of the application on July 6, 2018, Pupo decided to eliminate the
4 physical location requirement outlined in NRS 453D.210(5) and NAC 453D.265(b)(3).

5 10. The DoT published a revised application on July 30, 2018. This revised application was
6 sent to all participants via the DoT's Listserv. The revised application modified physical address
7 requirements. For example, a sentence on Attachment A of the application, prior to this revision, the
8 sentence had read, "Marijuana Establishment's proposed physical address (this must be a Nevada
9 address and cannot be a P.O. Box)." The revised application on July 30, 2018, read: "Marijuana
10 Establishment's proposed physical address if the applicant owns property or has secured a lease or
11 other property agreement (this must be a Nevada address and not a P.O. Box)." Otherwise, the
12 applications are virtually identical.

13 11. The DoT sent a copy of the revised application through the Listserv used by the DoT.
14 Not all Plaintiffs' correct emails were included on this list.

15 12. The July 30, 2018, application, like its predecessor, described how applications were to
16 be scored. The scoring criteria was divided into identified criteria and non-identified criteria. The
17 maximum points that could be awarded to any applicant based on these criteria was 250 points.

18 13. The identified criteria consisted of organizational structure of the applicant (60 points);
19 evidence of taxes paid to the State of Nevada by owners, officers, and board members of the applicant
20 in the last 5 years (25 points); a financial plan (30 points); and documents from a financial institution
21 showing unencumbered liquid assets of \$250,000 per location for which an application is submitted.
22
23
24
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26

27 ¹² According to Dictionary.com, the term "Listserv" is used to refer to online mailing list. When capitalized it refers
28 to a proprietary software.

1 14. The non-identified criteria all consisted of documentation concerning the integrated plan
2 of the proposed marijuana establishment for the care, quality and safekeeping of marijuana from seed to
3 sale (40 points); evidence that the applicant has a plan to staff, educate and manage the proposed
4 recreational marijuana establishment on a daily basis (30 points); a plan describing operating
5 procedures for the electronic verification system of the proposed marijuana establishment and
6 describing the proposed establishment's inventory control system (20 points); building plans showing
7 the proposed establishment's adequacy to serve the needs of its customers (20 points); and a proposal
8 explaining likely impact of the proposed marijuana establishment in the community and how it will
9 meet customer needs (15 points).
10

11 15. An applicant was permitted to submit a single application for all jurisdictions in which it
12 was applying, and the application would be scored at the same time.

13 16. By September 20, 2018, the DoT received a total of 462 applications.

14 17. NAC 453D.272(1) required the DoT to determine that an Application is "complete and
15 in compliance" with the provisions of NAC 453D in order to properly apply the licensing criteria.¹³
16

17 18. In evaluating whether an application was "complete and in compliance," the DoT made
18 no effort to verify owners, officers or board members (except for checking whether a transfer request
19 was made and remained pending before the DoT).¹⁴
20

21 19. The DoT announced the award of conditional licenses in December 2018.
22
23

24 ¹³ The Plaintiffs argue that the failure to provide an actual proposed physical address should render many of the
25 applications incomplete and requests that Court remand the matter to the State for a determination of the completeness of
26 each application and supplementation of the record. As the physical address issue has been resolved by the Court in the
Phase 2 decision, the Court declines to take any action on the petition for judicial review with respect to this issue.

27 ¹⁴ As the Plaintiffs (with the exception of THC) have not provided their unredacted applications, the Court cannot
28 make a determination with respect to completeness of this area. As the Court has already granted a permanent injunction on
the ownership issue, the Court declines to take any further action on the petition for judicial review with respect to this
issue.

1 20. Pursuant to NAC 453D.295, the winning applicants received a conditional license that
2 would not be finalized unless within twelve months of December 5, 2018, the licensees receive a final
3 inspection of their marijuana establishment.¹⁵

4 21. Nothing in NRS 453D or NAC 453D provides for any right to an appeal or review of a
5 decision denying an application for a retail recreational marijuana license.

6 22. In 2019, more than three years from the passage of BQ2, Nevada's legislature repealed
7 NRS 453D.200. 2019 Statutes of Nevada, Page 3896.

8 23. With its repeal, NRS 453D.200 was no longer effective as of July 1, 2020.

9 24. Nevada's legislature also enacted statutes setting forth general qualifications for
10 licensure and registration of persons who have applied to receive marijuana establishment licenses.
11 NRS 678B.200.

12 25. The CCB was formed by the legislature and is now the government entity that oversees
13 and regulates the cannabis industry in the State of Nevada. By statute, the CCB now determines if the
14 "person is qualified to receive a license..." NRS 678B.200(1).

15 26. The Plaintiffs have not identified by a preponderance of the evidence any specific
16 instance with respect to their respective applications that the procedure used by the DoT for analyzing,
17 evaluating, and ranking the applications was done in violation of the applicable regulations or in an
18 arbitrary or capricious manner.

19 27. To the extent that judicial review would be available in this matter, no additional relief is
20 appropriate beyond that contained in the decision entered on September 3, 2020.¹⁶

21 ¹⁵ The DoT has agreed to extend this deadline due to these proceedings and the public health emergency. Some of
22 the conditional licenses not enjoined under the preliminary injunction have now received final approval.

23 ¹⁶ The Court recognizes the decision in *State Dep't of Health & Human Services, Div. of Pub. & Behavioral Health*
24 *Med. Marijuana Establishment Program v. Samantha Inc.* ("Samantha"), 133 Nev. 809, 815-16, 407 P.3d 327, 332 (2017),
25 limits the availability of judicial review. Here as the alternative claims not present in that matter have already been decided
26 by written order entered September 3, 2020, regardless of whether the vehicle of judicial relief is appropriate, no further
27 relief will be granted in this matter.
28

28. If any findings of fact are properly conclusions of law, they shall be treated as if appropriately identified and designated.

CONCLUSIONS OF LAW

29. This Court has previously held that the 5 percent rule found in NAC 453D.255(1) was an impermissible deviation from the background check requirement of NRS 453D.200(6) as applied to that statute.

30. This Court has previously held that the deletion of the physical address requirement given the decision in *Nuleaf CLV Dispensary, LLC v. State Dept. of Health and Human Services, Div. of Pub. and Behavioral Health*, 414 P.3d 305, 308 (Nev. 2018) does not form a basis for relief.¹⁷

31. “Courts have no inherent appellate jurisdiction over official acts of administrative agencies.” *Fitzpatrick v. State ex rel., Dept. of Commerce, Ins. Div.*, 107 Nev. 486, 488, 813 P.2d 1004 (1991) (citing *Crane*, 105 Nev. 399, 775 P.2d 705).

32. Under NRS 233B.130(1), judicial review is only available for a party who is “(a) [i]dentified as a party of record by an agency in an administrative proceeding; and (b) [a]ggrieved by a final decision in a contested case.”

33. A contested case is “a proceeding . . . in which the legal rights, duties or privileges of a party are required by law to be determined by an agency after an opportunity for hearing, or in which an administrative penalty may be imposed.” NRS 233B.032.

34. A valid petition for judicial review requires a record of the proceedings below to be transmitted to the reviewing court within a certain timeframe. NRS 233B.131. The record in such a case must include:

- (a) All pleadings, motions and intermediate rulings.
- (b) Evidence received or considered.
- (c) A statement of matters officially noticed.

¹⁷ The Court remains critical of the method by which the decision to delete the address requirement was made and the manner by which it was communicated. These issues are fully addressed in the decision entered September 3, 2020.

- (d) Questions and offers of proof and objections, and rulings thereon.
(e) Proposed findings and exceptions.
(f) Any decision, opinion or report by the hearing officer presiding at the hearing.

NRS 233B.121(7).

35. Judicial review under NRS 233B is to be restricted to the administrative record. *See* NRS 233B.135(1)(b).

36. The Record provides all relevant evidence that resulted in the DoT's analysis of Plaintiffs' applications.

37. The Record is limited and Plaintiffs themselves redacted their own applications at issue.

38. The Record in this case does not support Plaintiffs' Petition.

39. Plaintiffs do not cite to any evidence in the Record that supports their substantive arguments.

40. The Plaintiffs have not met their burden of establishing that the DoT's decisions granting and denying the applications for conditional licenses: (1) violated constitutional and/or statutory provisions; (2) exceeded the DOT's statutory authority; (3) were based upon unlawful procedure; (4) were clearly erroneous based upon the Record; (5) were arbitrary and capricious; or (6) generally constituted an abuse of discretion.

41. The applicants were applying for conditional licensure, which would last for 1 year. NAC 453D.282. The license was conditional based on the applicant gaining approval from local authorities on zoning and land use, the issuance of a business license, and the Department of Taxation inspections of the marijuana establishment.

42. The DoT made licensure conditional for one year based on the grant of power to create regulations that develop "[p]rocedures for the issuance, renewal, suspension, and revocation of a license to operate a marijuana establishment." NRS 453D.200(1)(a). This was within the DoT's discretion.

1 43. If any conclusions of law are properly findings of fact, they shall be treated as if
2 appropriately identified and designated.

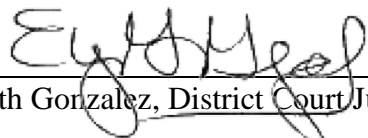
3 **ORDER**

4 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:**

5 Plaintiffs' Petitions for Judicial Review under NRS 233B.130 is denied in its entirety.

6 All remaining claims for relief raised by the parties in this Phase are denied.

7 DATED this 16th day of September 2020.

8
9 
10 _____
11 Elizabeth Gonzalez, District Court Judge

12
13 **Certificate of Service**

14 I hereby certify that on the date filed, these Findings of Fact, Conclusion of Law and Permanent
15 Injunction were electronically served, pursuant to N.E.F.C.R. Rule 9, to all registered parties in the
16 Eighth Judicial District Court Electronic Filing Program.

17
18 /s/ *Dan Kutinac*
19 Dan Kutinac, JEA Dept XI

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 01, 2019

A-19-787004-B

In Re: D.O.T. Litigation

April 01, 2019

10:15 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, motions to intervene originally set for April 5, 2019 in chambers RESET on the oral calendar for Monday, April 15, 2019.

4-15-19 9:00 AM NEVADA ORGANIC REMEDIES, LLC'S MOTION TO INTERVENE...
...INTEGRAL ASSOCIATES LLC'S MOTION TO INTERVENE AS DEFENDANTS...
...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO INTERVENE

Courtroom 3-E

CLERK'S NOTE: Parties notified by distributing a copy of this minute order via the E-Service List and placing a copy in the attorney folder for the Office of the Attorney General. / dr 4-1-19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 15, 2019

A-19-787004-B

In Re: D.O.T. Litigation

April 15, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bhirud, Ketan D.

Attorney

Bult, Adam K.

Attorney

Gutierrez, Joseph A.

Attorney

Hone, Eric D.

Attorney

Koch, David

Attorney

Werbicky, Robert E.

Attorney

JOURNAL ENTRIES

- NEVADA ORGANIC REMEDIES, LLC'S MOTION TO INTERVENE...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO INTERVENE...

...INTEGRAL ASSOCIATES LLC'S MOTION TO INTERVENE AS DEFENDANTS

Matter heard with A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation.

Also present were counsel in A-19-786962-B: Attorneys Dominic Gentile, Michael Cristalli, and Vincent Savarese for the Plaintiffs, Attorney Jared Kahn for the Intervenor Defendant Helping Hands Wellness Center, Inc., and Attorney Alina Shell for Intervenor Defendant GreenMart of Nevada NLV LLC.

Mr. Gentile appeared by telephone.

Court thanked counsel for the email identifying all the related cases. Colloquy regarding the DH

Flamingo case, A-19-787035-C. Court noted it was included in the list.

Counsel further advised a stipulation will be submitted to the Court moving the Motion for Preliminary Injunction in A-19-786962-B two weeks from May 6. Mr. Savarese noted they have not yet agreed. Court advised it will be out of the jurisdiction on May 20 so it can hear the motion on May 13, June 3, or May 24. Per parties' agreement, a stipulation will be submitted moving the motion for preliminary injunction to May 24.

COURT ORDERED, motions to intervene in the instant case are GRANTED.

4-22-19 9:00 AM STATUS CHECK

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 22, 2019

A-19-787004-B

In Re: D.O.T. Litigation

April 22, 2019

9:00 AM

Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:

Bhirud, Ketan D.

Attorney

Bult, Adam K.

Attorney

Gutierrez, Joseph A.

Attorney

Hone, Eric D.

Attorney

Koch, David

Attorney

Pope, David J.

Attorney

Werbicky, Robert E.

Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED:

A-19-786962-B - Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation
(Department XI case):

Attorney Dominic Gentile and Attorney Michael Cristalli for the Plaintiffs; Attorney Jared Kahn for
Intervenor Defendant Helping Hands Wellness Center, Inc.; Attorney Alina Shell for Intervenor
Defendant GreenMart of Nevada NLV LLC.

Mr. Kahn participated by telephone.

A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation
(Department IX case):

Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs

A-18-786357-W - Compassionate Team of Las Vegas LLC vs. Nevada Department of Taxation (Department XIV case);
Attorney Daniel Simon for the Plaintiff

A-19-787035-C - D H Flamingo Inc vs. State Ex Rel Department of Taxation (Department VI case);
Attorney Kelly Stout for the Plaintiffs

A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case);
Attorney Theodore Parker for the Plaintiff

A-19-787726-C - High Sierra Holistics vs. State of Nevada Department of Taxation (Department XIV case)
Attorney James Puzey for the Plaintiff

COURT advised today is a scheduling conference; these matters have been put on calendar because this Court has the lowest business court case (A-19-786962-B Serenity Wellness), the one with the motion for preliminary injunction.

Mr. Kemp advised there are also cases in Washoe County and Lyon County; MM Development is the lowest case of all the cases locally; it is assigned to Department IX and has been administered by senior judges, although he understands Judge Silva will be the new judge in Department IX; he had informed Mr. Werbicky that they would not be opposed to coordination in general; however, the problem is that some cases are not in business court and they have a lot of missing parties; he will be filing an answer in a different case, and the proposition there is that even after a motion for coordination is granted a peremptory challenge may be filed; every time you coordinate you get a new bump which violates 48.1; the only way around that is to have a stipulation between all parties to go to one judge and keep that judge. Court stated its goal is to get the preliminary injunction hearing in the instant case finished and since this Court's ruling may affect all the people here today the Court is inviting everyone to participate; the Court is not consolidating the cases for the exact reason that counsel is identifying which could result in multiple things down the road.

Mr. Kemp advised he supports the motion for preliminary injunction and can participate and submit briefing through Mr. Gentile; he points that out because they are already in the discovery process and have taken 6 depositions.

At Ms. Stout's request for clarification, Court stated that at this point it is only planning to coordinate for purposes of the preliminary injunction hearing because of the primarily constitutional and business issue that is woven throughout all the cases. Mr. Bult advised he is probably in the same spot as Mr. Kemp and will help Mr. Gentile. Court noted if everyone is going to be relying on Mr. Gentile then that means all will be asking questions at the preliminary injunction hearing, which will triple the time if there are going to be witnesses. Mr. Bult further advised his only concern right now is a briefing schedule.

Mr. Parker advised they were before the Discovery Commissioner a week and a half ago, and Nevada Wellness received a report and recommendation in their favor allowing them certain discovery; so, they may submit briefing which includes that additional discovery. Mr. Bhirud stated he would prefer to respond to one opposition although he would rather not have 7 different rulings either. As to whether parties will have witnesses at the hearing, Court stated it will be up to counsel. Mr. Bhirud added he would prefer that one or two attorneys on the Plaintiffs' side take the lead.

Mr. Koch advised they had stipulated to May 2nd for the opposition; he is not sure if with regards to the hearing fact witnesses would help, because the motion for preliminary injunction as written is really legal argument regarding statutes.

Court noted its only concern is that it was unclear when it read the briefing in Serenity Wellness - because it stopped reading before granting a motion to exceed page limit - if there is an argument that it is unconstitutional as applied, if that is the case, they probably need witnesses.

Upon Mr. Puzey's inquiry, Court stated it does not intend to have the cases in Washoe and Lyon counties come here unless those judges want it to; if those judges and parties want to participate this Court will be happy to have them participate on May 24th; the cases here have the approval of the Chief Judge for coordination given the status of some of the departments they are assigned to. Mr. Bhirud advised the State will stipulate to bring those cases here. Mr. Puzey replied they are not yet prepared to enter into that stipulation today. Court stated it will let counsel discuss that amongst themselves.

Mr. Kemp further advised there are two applications pending in Reno for new licenses which are currently not on the Washoe County agenda but could be put on the agenda on 5 days' notice; there is some concern that they could be heard as early as next week, which would be before the preliminary injunction hearing; if noticed, they will ask Mr. Gentile to take appropriate action to prevent those applications from becoming somehow moot. Court stated counsel can do whatever they want; the Court will sign an OST.

Ms. Stout requested further clarification; her clients have sought slightly different relief and she wants to clarify whether the action that would be taken with respect to the motion for preliminary injunction here would not prevent other parties from seeking a preliminary injunction in other cases. Court stated yes if seeking on a different basis, but if the same basis as the instant case then it would be done here.

Colloquy between Court and counsel regarding briefing. Per parties' STIPULATION, COURT ORDERED:

Other Plaintiffs to make a decision by May 6, 2019 on whether they are formally joining the motion for preliminary injunction in A-19-786962-B (Serenity Wellness) and adding to some of the facts and raising new issues;

Opposition DUE by May 9, 2019;

Reply brief DUE by May 22, 2019 at noon.

Ms. Stout advised that to the extent this proceeding would prevent her clients from raising a preliminary injunction seeking similar relief later on they would have to OBJECT under EDCR 2.50 and 1.61. COURT SO NOTED. Mr. Bhirud inquired as to whether the Court would prefer to have a motion for preliminary injunction by D H Flamingo filed here. COURT NOTED, if something happens and counsel thinks it needs to be done differently; no one has filed a formal motion to coordinate or consolidate. The Court has invited participation in the preliminary injunction hearing of all interested parties in order to avoid potentially conflicting rulings.

COURT FURTHER NOTED that on May 6th, the date for the other Plaintiff's elections, if there are any other issues that are unanticipated or beyond the pale the Court can discuss those with the parties on a conference call; if there are any discovery disputes that relate to the preliminary injunction hearing the Court can also do this on a conference call.

After the May 24th hearing matter will be set for Rule 16 conference.

5-24-19 9:00 AM PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN
DEPARTMENT XI

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 13, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 13, 2019

9:00 AM

Motion to Consolidate

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bhirud, Ketan D.	Attorney
Bult, Adam K.	Attorney
Chance, Travis F	Attorney
Gutierrez, Joseph A.	Attorney
Haar, Theresa M.	Attorney
Hone, Eric D.	Attorney
Koch, David	Attorney
Pope, David J.	Attorney
Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Dominic Gentile, Michael Cristalli, and Vincent Savarese for the Plaintiffs in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation and A-19-794473-C - Serenity Wellness Center, LLC vs. The City of Las Vegas; Attorney Brigid Higgins for Intervenor Defendant Clear River, LLC in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation; Attorney Jared Kahn for Intervenor Defendant Helping Hands Wellness Center, Inc. in A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation, and Attorney Alina Shell for Proposed Intervenor Defendant GreenMart of Nevada NLV LLC.

Philip Peckman, Mitchell Britten, and Dave Brown, Client Representatives for Thrive Cannabis Marketplace, introduced by Mr. Gutierrez.

Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs in A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation (Department VIII case);

Attorney Dennis Kennedy for the Plaintiffs in A-19-787035-C - D H Flamingo Inc vs. State Ex Rel Department of Taxation (Department VI case);

Attorney Theodore Parker for the Plaintiff in A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case);

Attorney Philip Byrnes for the Defendant in A-19-794473-C - Serenity Wellness Center, LLC vs. The City of Las Vegas, Nevada (Department I case);

Attorney Adam Fulton for the Plaintiff in A-19-786888-J - ACC Enterprises, LLC vs. Nevada Department of Taxation (Department XXX case).

Matter heard with A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation and A-19-794473-C Serenity Wellness Center, LLC vs. The City of Las Vegas, Nevada.

STATE'S MOTION TO CONSOLIDATE in A-19-787004-B ETW Management: Argument in support of the motion by Mr. Shevorski, joinder by Mr. Koch to the State's Motion, and arguments in opposition by Mr. Kennedy and Mr. Fulton. COURT ORDERED, given the unique issues in A787035 related to the appeal and in A786888 related to the mailing issues, the Court will NOT COORDINATE those issues in this department. However, the Court will GRANT the motion to the extent it seeks coordination of all the issues related to the preliminary injunction hearing scheduled next Friday (May 24, 2019).

Court noting the Governor signed SB32 last Friday inquired whether it will impact any of the issues or exchange of information that needs to happen before the preliminary injunction hearing next Friday. Mr. Kemp advised the Department of Taxation filed a supplemental group of materials on their website on Friday that raises even more questions; he thinks it will help the process and speed up the preliminary injunction hearing but does not solve the issue.

PROPOSED MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION in A-19-787004-B ETW Management: Per parties' agreement, Motion SET for Thursday, May 16, 2019 at 9 am. Order Shortening Time signed in open court and returned to counsel for filing.

PLAINTIFFS' MOTION TO CONSOLIDATE ON ORDER SHORTENING TIME: Mr. Gentile argued in support of consolidating A-19-786962-B Serenity Wellness Center vs. State of Nevada Department of Taxation with A-19-794473-C Serenity Wellness Center, LLC vs. The City of Las Vegas, noting they had to file a lawsuit against the City quickly; it makes sense to consolidate these cases as they are identical. Mr. Byrnes advised the City has not received anything in this case but received a copy of the complaint this morning; however, the City also filed this morning a Notice of Removal to Federal

Court. COURT NOTED it cannot act today if a notice of removal has been filed.

DISCUSSION REGARDING PRELIMINARY INJUNCTION HEARING ON MAY 24, 2019: Court stated it does not care as to what the parties decide on a consolidated date for the oppositions as the Court will read all the briefing; Plaintiffs' reply brief DUE May 22nd. Mr. Shevorski advised that with respect to the motion filed by MM Development their oppositions are due on the 20th. Colloquy regarding suspended rules and counting days. Court noted 14 days from May 6th, the date of service of the motion. Mr. Shevorski advised it is his preference not to have any witnesses on May 24. Mr. Gentile advised that he would like to call witnesses; there has been a good deal of coordination of the attorneys sitting at his table, and he has 3 experts; he also anticipates the hearing will not be completed in one day; 2 of his experts are flying in. Mr. Kemp estimated 2.5 to 3 days for the hearing, depending on how much argument there will be, and advised he is calling one limited witness. Mr. Bult advised he may have one limited witness as well. Mr. Parker advised he is in trial the week of May 27 in federal court in Reno; however, he does have 1 witness in the instant case and anticipated the hearing taking 3 days. COURT TRAILED the matter for the parties to confer on a number of days.

Matter RECALLED.

APPLICATION FOR TEMPORARY RESTRAINING ORDER (A-19-786962-B - Serenity Wellness Center's application against Defendant-Intervenor CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace) : Following arguments by Mr. Gentile and Mr. Gutierrez, COURT ORDERED, after evaluating the balance of hardships and likelihood of success on the merits, the Court GRANTS the TRO in limited respect PREVENTING Thrive from beginning operations at the 3500 Sahara location until after the preliminary injunction hearing which the Court SETS as the same time as the Motion for Preliminary Injunction on May 24, 2019. BOND SET at \$150,000, amount of a half month's rent.

Following further discussion on the estimated length and scope of the hearing(s), COURT NOTED it will SET ASIDE May 24th to the 31st. COURT FURTHER DIRECTED anyone to obtain Mr. Parker's confirmation via email to all parties, since he will be in trial, that he will be fine with everyone else proceeding after his one witness.

5-16-19 9:00 AM MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION ON ORDER SHORTENING TIME

5-24-19 9:00 AM PRELIMINARY INJUNCTION HEARING IN A1-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

6-7-19 CHAMBERS GREENMART OF NEVADA NLV LLC'S MOTION TO INTERVENE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 16, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 16, 2019

9:00 AM

Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bhirud, Ketan D.	Attorney
Bult, Adam K.	Attorney
Gutierrez, Joseph A.	Attorney
Haar, Theresa M.	Attorney
Hone, Eric D.	Attorney
Koch, David	Attorney
Pope, David J.	Attorney
Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney William Kemp and Attorney Nathanael Rulis for the Plaintiffs in A-18-785818-W - MM Development Company, Inc. vs. State of Nevada, Department of Taxation (Department VIII case);

Attorney Michael Cristalli and Attorney Dominic Gentile for the Plaintiffs in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case);

Attorney Rusty Graf, Attorney Brigid Higgins, and Attorney Tisha Black for Clear River, LLC, Intervenor Defendant, in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case);

Attorney Alina Shell for Intervenor Defendant GreenMart of Nevada NLV LLC in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case).

Matter heard with A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case).

Court inquired of Mr. Kemp whether a search protocol was developed when the mirror order was signed in his case. Mr. Kemp advised no, it was just a blanket download; they did not download the State's servers that the applications were on, but the State did preserve those; the key thing here is the 15 laptops used by the graders. Mr. Kemp further advised there was a control copy, the State's copy, and what is supposed to be his copy; no searches have been done by him.

DEFENDANT/INTERVENOR, CLEAR RIVER, LLC'S, ORDER SHORTENING TIME ON MOTION FOR PROTECTIVE ORDER AND TO QUASH SUBPOENA and JOINDERS thereto in A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation (Department XI case): Arguments by Mr. Graf, Mr. Koch, Mr. Kemp, Mr. Gentile, and Mr. Shevorski. Upon Court's inquiry, Mr. Shevorski advised they have not yet done the searches subject to 16.1 in the MM case as the information is subject to security protocols; however, it has been preserved; they have produced their 16.1 and have not heard objections from the other side that their 16.1 was inadequate.

Mr. Pope advised that when Judge Bailus was leaving, he said that all he was doing was preserving the information and the parties could fight about it later as to what could be released or not, what was confidential or not; the order even says the Plaintiffs were not to get the information until there was a process; MM wanted copying and then wanted forensic imaging, which requires special software and a lot of time to convert the information into something people are able to look at; money and time are involved; they did not have a vendor; the Department of Taxation I.T. staff thought they had to copy the drives, but when it came to forensic imaging, they had to find someone and the only vendor they could find who could do it was the Washoe County Sheriff's Department through the State's investigative department; he does not know what program but he is working on finding out what platform; their forensic specialist is "Kristy Funsaco" (phonetic), who is an investigator in their office, a State employee, and an expert in this area. Mr. Shevorski concurred searches have not been done but they have made their 16.1 disclosures to Mr. Kemp.

Court noting the issue of privilege inquired if the State is in a position to do the redactions to the applications so only limited information is provided. Mr. Pope responded they are not as it would take a couple of employees one year to do that; procedurally they could give back the applicants their apps and have them redact the apps themselves. Mr. Graf replied it appears there has to be a methodology on what information gets disseminated and a methodology of contacting 400 or so applicants. Mr. Graf further argued as to how the State does their evaluations.

COURT ORDERED, with respect to the motion for protective order, for those entities that are parties, the State will RELEASE the applications to those participating in this case.

Those entities may provide appropriate redactions with a privilege log; however, the sections on diversity and financial will not be redacted; those two categories will be produced in unredacted

form.

There will also be an attorney's eyes only (AEO) protective order that also allows the Plaintiffs' statistician expert only to review that information.

The production, with redactions, will be DONE by Tuesday (May 21, 2019). Thus, the State will do it expeditiously.

After looking at that, if the Plaintiffs have any supplement they are to file that by Thursday morning (May 23, 2019).

MOTION FOR ORDER COMPELLING PRODUCTION OF PRESERVED ELECTRONICALLY STORED INFORMATION ON ORDER SHORTENING TIME in A-19-787004-B - ETW Management Group LLC vs. Nevada Dept of Taxation (Department XI case): Statement by Mr. Kemp as to what had happened in the hearing before Judge Bailus which lasted 7 hours, noting that he offered to pay for the State's independent computer consultant. Colloquy regarding possible vendors. Further argument by Mr. Kemp as to 16.1 disclosures being filed but that the hard drives and cellphones have not been provided. Mr. Kemp asked for the 15 hard drives and 3 state cellphones, stating he could take it from there and make them AEO. Mr. Rulis advised HOLO could be a vendor.

COURT ORDERED, the images originally designated as the Plaintiffs' copy will be DELIVERED to HOLO and it will be at Plaintiffs' expense, not at State expense; platform will be provided by HOLO.

Custodian list as well as search terms will be PROVIDED to all parties and to HOLO by 10 am tomorrow, May 17;

If anyone has an objection to a custodian or search term, it needs to be made by 2 pm tomorrow by email with a copy to the Law Clerk so the Court can conduct a conference call;

If there are unobjected to custodians and search terms HOLO will begin the search process;

If there is an issue related to a privilege that a party thinks they need to review, the party has 24 hours from the identification of the document by HOLO or when HOLO makes it available on the platform to either make a claim of privilege and review the document, order redactions, agree with redactions, or whatever.

Any document to which there is no claim of privilege made will be released so it can be obtained in time for the hearing;

Upon Mr. Koch's inquiry, Court concurred anything not part of M1 through 4 is not privileged, so the Court is ordering that as well as the diversity and financial sections.

All witnesses for the May 24th hearing must be identified by Thursday, May 23rd, at 3 pm; counsel

need not say when the witnesses will be called and can work together on a schedule.

Court further directed counsel to contact HOLO that they have a big job coming.

5-24-19 9:00 AM PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN
DEPARTMENT XL...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION
FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

6-7-19 CHAMBERS GREENMART OF NEVADA NLV LLC'S MOTION TO INTERVENE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 24, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 24, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Alan Castle

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Preliminary Injunction Hearing (Serenity Wellness against Defendant-Intervenor CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace)

FILED IN A-19-786962-B (Coordinated Cases - A-18-785818-W, A-19-787004-B, A-19-787540-W, A-19-787726-C)

APPEARANCES:

Cristalli, Michael Attorney for Plaintiff

Gentile, Dominic P. Attorney for Plaintiff

Miller, Ross J. Attorney for Plaintiff

Savarese, Vincent Attorney for Plaintiff

Bhirud, Ketan D. Attorney for Defendant

Shevorski, Steven G. Attorney for Defendant

Haar, Theresa M. Attorney for Defendant

Graf, J. Rusty Attorney for Intervenor Defendant

Higgins, Brigid M. Attorney for Intervenor Defendant

Shell, Alina Attorney for Intervenor Defendant

Kahn, Jared B. Attorney for Intervenor Defendant

Hone, Eric D. Attorney for Intervenor Defendant

Gutierrez, Joseph A. Attorney for Intervenor Defendant
Hymanson, Philip M. Attorney for Intervenor Defendant

Koch, David Attorney for Intervenor Defendant
Wight, Brody R. Attorney for Intervenor Defendant

Rulis, Nathanael R. Attorney for Other Plaintiff
Kemp, William Attorney for Other Plaintiff

APPEARANCES CONTINUED:

William Kemp, Esq. and Nathanael Rulis, counsel for Livfree Wellness LLC; counsel for Livfree Wellness LLC (A-18-785818-W)

Adam Bult, Esq. and Maximillien Fetaz, Esq., counsel for Green Therapeutics LLC, ETW Management Group, LLC (A-19-787004-B)

Theodore Parker, Esq. and Mahogany Turfley, Esq., counsel for Nevada Wellness Center, LLC (A-19-787540-W)

Upon Court's inquiry, exhibits presented and Stipulated exhibits admitted. (See worksheets)
Opening statements by counsel. Testimony presented. (See worksheets)

Colloquy regarding scheduling. No objection noted. Proposed Findings of Fact, Conclusions of Law are to be submitted to the Court by Wednesday (May 26, 2019) at noon. Court recessed for the day. Court advised parties Court will entertain Motion to Compel next date.

5/28/19 9:45 a.m. Further Proceedings: Preliminary Injunction Hearing

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 28, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 28, 2019

9:45 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 28, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 28, 2019

1:00 PM

Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED to May 29, 2019.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 29, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 29, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

CLERK'S NOTE: Court's Exhibit 1 to the Motion to Compel Hearing on today's date LODGED with the Vault under A-19-787004-B. / dr

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 30, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 30, 2019

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 31, 2019

A-19-787004-B

In Re: D.O.T. Litigation

May 31, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 07, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 07, 2019

3:00 AM

Motion to Intervene

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Motion to Intervene is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via the E-Service List. / dr 6-10-19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 10, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 10, 2019

10:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 11, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 11, 2019

9:15 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 18, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 18, 2019

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 19, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 19, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 20, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 20, 2019

9:15 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 28, 2019

A-19-787004-B

In Re: D.O.T. Litigation

June 28, 2019

3:00 AM

**Motion to Seal/Redact
Records**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Michaela Tapia

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Although no opposition to the motion to seal Ex A-F to the motion to compel has been filed; it does not appear that portions of the exhibits should have been designated as confidential by the producing parties and are not appropriate for sealing. Counsel for producing parties to be prepared to address the individual pages within each exhibit. COURT ORDERED, matter CONTINUED for in-person hearing.

CONTINUED TO: 7/1/19 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 01, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 01, 2019

10:00 AM

**Motion to Seal/Redact
Records**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Michaela Tapia

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS...MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLAINTIFFS' MOTION TO COMPEL ON ORDER SHORTENING TIME

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 01, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 01, 2019

10:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Michaela Tapia

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

CLERK'S NOTE: Minutes completed by Dulce Romea on behalf of Michaela Tapia.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 10, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 10, 2019

1:00 PM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 11, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 11, 2019

10:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 12, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 12, 2019

10:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 15, 2019

10:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

COURT ORDERED, the motion to seal in A-19-787004-B will be continued to July 18, 2019 at 9:30 am. Court DIRECTED Mr. Koch to provide the documents with the proposed redaction.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 18, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 18, 2019

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS...MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLAINTIFFS' MOTION TO COMPEL ON ORDER SHORTENING TIME

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

CLERK'S NOTE: As the Motion for Order to Seal Exhibits A-F Attached to Plaintiffs' Motion to Compel on Order Shortening Time was not addressed, the motion is CONTINUED to Tuesday, July 23rd at 1 pm. Parties notified via electronic mail. / dr

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 23, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 23, 2019

1:00 PM

**Motion to Seal/Redact
Records**

**Motion for Order to
Seal Exhibits A-F
Attached to Plaintiffs'
Motion to Compel on
Order Shortening
Time**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: April Watkins

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Hone, Eric D.

Attorney

Koch, David

Attorney

Shevorski, Steven G.

Attorney

JOURNAL ENTRIES

- See all pending motions dated July 23, 2019

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 23, 2019

A-19-787004-B

In Re: D.O.T. Litigation

July 23, 2019

1:00 PM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: April Watkins

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- MOTION FOR ORDER TO SEAL EXHIBITS A-F ATTACHED TO PLTFS' MOTION TO COMPEL ON ORDER SHORTENING TIME FILED IN A-19-787004-B...DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT (CLAIMS 1-3)...CLEAR RIVER LLC'S JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER INC'S MOTION FOR SUMMARY JUDGMENT (CLAIMS 1-3)..DEFT/INTERVENOR GREENMART OF NEVADA NLV, LLC'S JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT (CLAIMS 1-3)...JOINDER TO DEFT/INTERVENOR HELPING HANDS WELLNESS CENTER, INC'S MOTION FOR SUMMARY JUDGMENT FILED IN A-19-786962-B

See appearances and minutes under A-19-786962-B Serenity Wellness Center, LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 13, 2019

A-19-787004-B

In Re: D.O.T. Litigation

August 13, 2019

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 14, 2019

A-19-787004-B

In Re: D.O.T. Litigation

August 14, 2019

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 15, 2019

A-19-787004-B

In Re: D.O.T. Litigation

August 15, 2019

9:15 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 16, 2019

A-19-787004-B

In Re: D.O.T. Litigation

August 16, 2019

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- PRELIMINARY INJUNCTION HEARING IN A-19-786962-B IN DEPARTMENT XI...JOINDER TO MOTION FOR PRELIMINARY INJUNCTION AND MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS

See appearances and minutes under A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation on today's date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 09, 2019

A-19-787004-B

In Re: D.O.T. Litigation

September 09, 2019 9:00 AM

**Mandatory Rule 16
Conference**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Fetaz, Maximilien D.	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Koch, David	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Dominic Gentile and Attorney John Hunt for the Plaintiffs in A-19-786962-B - Serenity Wellness Center LLC vs. State of Nevada Department of Taxation; Attorney Rusty Graf and Attorney Brigid Higgins for Clear River LLC; Attorney Jared Kahn for Helping Hands Wellness Center.

Court acknowledged objections and joint proposal and noted that it wants this matter done by the December final inspection deadline; however, the parties' proposed schedule is through January. Mr. Shevorski advised he lost two of his people; one went to Washington and one got a promotion, so he is literally the only one left; from the State's perspective, he cannot get this done by the deadline. Mr.

Bult stated that in terms of the ETW Plaintiffs they would like to get this done but they understand the State's position. Mr. Koch requested that the date not be a hard deadline because of the trial being after that. COURT ORDERED, matter CONTINUED for the State to provide an answer; Department of Taxation to make the determination whether or not there are extenuating circumstances; if there are the Court will be willing to move the date beyond the December deadline, but if not unfortunately the Court will have to make Mr. Shevoski's life difficult.

Mr. Gentile advised they have mediation next Monday (September 16, 2019) at 9 am.

9-13-19 10:00 AM MANDATORY RULE 16 CONFERENCE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 13, 2019

A-19-787004-B

In Re: D.O.T. Litigation

**September 13, 2019 10:00 AM Mandatory Rule 16
Conference**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Alice Jacobson

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Counsel estimated 20 days for trial. COURT ORDERED, scheduling order as followed:

3/16/20 1:30PM BENCH TRIAL

3/10/20 9:30AM CALENDAR CALL

2/20/20 9:15AM PRETRIAL CONFERENCE

10/11/19 Expert disclosures due by.

11/12/19 Rebuttal Expert disclosures due by.

1/3/20 Discovery cut-off.

1/24/20 Dispositive Motions to be filed by.

Court designated the case as complex. 10 Depositions are allowed for each side unless stipulated between counsel. Discovery to be heard in Department 11.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 13, 2019

A-19-787004-B

In Re: D.O.T. Litigation

September 13, 2019 10:00 AM Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Alice Jacobson

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Colloquy between the Court and counsel regarding a Settlement Conference. COURT ORDERED, Motion to Compel DENIED. Court instructed that a Demand be sent by Plaintiff by 9/18/19.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 16, 2019

A-19-787004-B

In Re: D.O.T. Litigation

**September 16, 2019 9:00 AM Motion for Order
Extending Time**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Bice, Todd L	Attorney
	Bult, Adam K.	Attorney
	Gutierrez, Joseph A.	Attorney
	Hone, Eric D.	Attorney
	Koch, David	Attorney
	McLetchie, Margaret A.	Attorney
	Rulis, Nathanael R., ESQ	Attorney
	Shevorski, Steven G.	Attorney
	Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney John Hunt, Attorney Dominic Gentile, and Attorney Ross Miller for the Plaintiffs; Attorney Jared Kahn for Intervenor Defendant Helping Hands Wellness Center, Inc.; Attorney Rusty Graf for Intervenor Defendant Clear River, LLC in A-19-786962-B Serenity Wellness Center LLC vs. State of Nevada Department of Taxation.

Attorney Theodore Parker for the Plaintiff in A-19-787540-W - Nevada Wellness Center, LLC vs. State of Nevada, Department of Taxation (Department XVIII case).

Court noted Mr. Kemp posted in A785818 and that there may be an impact but the Court does not know what that would be; the Court will not make a decision because of the pending request to extend; the Court will not address the matter until a written motion is filed by the Defendants. Mr.

Bult advised he believes the Plaintiffs' Joint motion is moot as of the filing of Friday. Mr. Gentile added their position is that it is moot but the Court may disagree. Court noted it does not have anything before it to tell whether it would agree with that or not as no one has briefed the issue. Mr. Koch stated it sounds like the Plaintiffs are withdrawing the motion. Court noted if someone files a motion the Court will deal with it.

2-20-20	9:15 AM	PRE TRIAL CONFERENCE
3-10-20	9:00 AM	CALENDAR CALL
3-16-20	1:30 PM	BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 29, 2019

A-19-787004-B

In Re: D.O.T. Litigation

October 29, 2019

8:06 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Michaela Tapia

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Based on the consolidation order, all cases below are set for a Status Check on Monday, November 4, 2019 at 9:00 a.m.

MM Development Company, Inc., et al. v. State
of Nevada, Department of Taxation
A-18-785818-W, Dept. VIII

Compassionate Team of Las Vegas LLC v.
Nevada Department of Taxation
A-18-786357-W, Dept. XIV

Serenity Wellness Center LLC, et al. v. State of
Nevada, Department of Taxation
A-19-786962-B, Dept. XI

ETW Management Group LLC, et al. v. State of
Nevada, Department of Taxation
A-19-787004-B, Dept. XI

DH Flamingo, Inc., et al. v. State ex rel

Department of Taxation, et al.
A-19-787035-C, Dept. VI

Nevada Wellness Center, Inc. v. State of
Nevada, Department of Taxation
A-19-787540-W, Dept. XVIII

High Sierra Holistics, LLC v. State of Nevada,
Department of Taxation
A-19-787726-C, Dept. XIV

Qualcan, LLC v. State of Nevada, Department
of Taxation
A-19-801416-B, Dept. XIII

FURTHER, Motion for Leave to File Second Amended Complaint in case A786962 is set for 11/4 at 9:00 a.m.

CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve. /mt

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 29, 2019

A-19-787004-B

In Re: D.O.T. Litigation

October 29, 2019

9:00 AM

All Pending Motions

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 17A

COURT CLERK: Kimberly Estala

RECORDER: Renee Vincent

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Hone, Eric D.	Attorney
Koch, David	Attorney
Prince, Dennis M	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- JOINT MOTION TO CONSOLIDATE ON AN ORDER SHORTENING TIME AND JOINT PARTIAL OPPOSITION TO DEFENDANTS IN INTERVENTION, CPCMHOLDINGS, LLC D.B.A THRIVE CANNABIS MARKETPLACE, AND CHEYENNE MEDICAL LLC'S MOTION TO CONSOLIDATE...JOINT PARTIAL OPPOSITION TO DEFENDANT'S IN INTERVENTION, CPCMHOLDINGS, LLC D.B.A THRIVE CANNABIS MARKETPLACE, COMMERCE PARK LLC, AND CHEYENNE MEDICAL LLC'S MOTION TO CONSOLIDATE.

Appearances Continued: Dominic Gentile, Esq. on behalf of Serenity Plaintiffs; William Kemp, Esq. on behalf of MM Development and LivFree; Ross Miller, Esq. on behalf of Serenity; Mahogany Turfley, Esq. on behalf of Nevada Wellness Center; Peter Christiansen, Esq. and Whitney Barrett, Esq. on behalf of Qualcan; Benjamin Miller, Esq. on behalf of Passionate Team Las Vegas; Rusty Graf, Esq. and Brigid Higgins, Esq. on behalf of Clear River LLC; Dennis Kennedy, Esq. and Stephanie Glantz, Esq. on behalf of DH Flamingo; Alicia Ashcraft, Esq. on behalf of Franklin Bioscience, WaveSeer of NV and Harvest of NV; Jared Kahn, Esq. on behalf of Helping Hands Wellness Center; and Theodore

Parker, Esq. on behalf of Nevada Wellness Center appearing via Courtcall.

Argument by Mr. Bult for cases to be consolidated and assigned to Department 11 noting 25 of 30 Plaintiff's have brought this motion before this Court with the desire to have Judge Gonzalez continue to hear cases that she is already presided over for 5-6 months. Argument in support by Mr. Gentile for Serenity's case to remain in front of Judge Gonzalez. Argument by Mr. Kennedy for the consolidation to be denied noting the DH Flamingo case is different than all of the other cases here in that a motion to consolidate was filed in A787035 and denied by Judge Gonzalez, this case cannot be heard in business court, and parties are only seeking to be sent back to the tax commission for a hearing. Extensive argument by Mr. Bice in support of consolidation and in opposition of these matters being sent to Department 11 on behalf of Essence. Argument by Mr. Prince noting this Court was aware of proceedings in front of Judge Gonzalez and had regular conversations with Judge Gonzalez. Court clarified conversations with Judge Gonzalez and Judge Atkin for the record. Further argument by Mr. Prince in opposition requesting this motion be denied and allowing Judge Atkin to proceed. Argument in opposition by Mr. Koch noting there is no basis for these cases to be sent to Judge Gonzalez other than the preliminary injunction. Argument in opposition by Mr. Miller noting his client has the resources to run a dispensary however they do not have the resources to be placed into a complex litigation case and requested their case not be consolidated. Further argument by Mr. Kennedy and Mr. Bult.

Court noted, it understands the concerns that have been raised in that this is a rather unique situation and the Court does feel that some of these issues arise from having a department that did not have a regularly assigned Judge; However from a court management perspective, having a Judge who has spent a significant amount of time on the case it makes more sense for the case to remain with that Judge. COURT FINDS, consolidation is appropriate and while it understands the concerns regarding forum shopping the concern of this Court is of a court administration issue and having had a Judge who has spent the amount of time that Judge Gonzalez has spent on the case it makes more sense for the case to remain with her. Additionally, the Court believes the reason Judge Gonzalez coordinated the cases is because she did not have the ability to consolidate them because of the rule. COURT ORDERED, motion to consolidate in Department 11 GRANTED. Mr. Bult to prepare the order.

CLERK'S NOTE: Subsequent to the hearing Court clarified the following cases shall be consolidated: A-18-785818, A-18-786357, A-19-786962, A-19-787004, A-19-787035, A-19-787540, A-19-787726, and A-19-801416. ke 10/31/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

November 12, 2019

A-19-787004-B

In Re: D.O.T. Litigation

November 12, 2019 9:00 AM

All Pending Motions

HEARD BY: Denton, Mark R.

COURTROOM: RJC Courtroom 03D

COURT CLERK: Madalyn Kearney

RECORDER: Jennifer Gerold

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Fetaz, Maximilien D.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Kahn, Jared B	Attorney
Kennedy, Dennis L.	Attorney
Koch, David	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- JOINT EMERGENCY MOTION TO STRIKE PEREMPTORY CHALLENGE ON ORDER
SHORTENING TIME...JOINDER TO JOINT EMERGENCY MOTION TO STRIKE PEREMPTORY
CHALLENGE ON ORDER SHORTENING TIME

Christopher Rose, Esq. present for Wellness Connection of Nevada LLC. Ben Miller, Esq. present for
Compassionate Team of Las Vegas LLC. Amanda Handy, Esq. present telephonically for Bioneva
Innovations of Carson City LLC. Ross Miller, Esq. present for Serenity Wellness Center LLC.

Following arguments by Mr. Kemp, Mr. Bice, Mr. Hunt, and Mr. Kennedy, COURT ORDERED, Joint Emergency Motion to Strike Peremptory Challenge on Order Shortening Time and Joinder GRANTED WITHOUT PREJUDICE to Mr. Kennedy's contentions regarding severance. Mr. Kemp to prepare the order. Mr. Koch advised the upcoming hearings on November 18th will need to be reset with the other department. Mr. Kennedy requested the Court stay the order 30 days to give him time to file a writ petition. Mr. Kemp, Mr. Bice, Mr. Hunt, and Mr. Parker argued in opposition to the request for stay. Court directed Mr. Kennedy to seek a stay with Judge Gonzalez. Mr. Kennedy requested Mr. Kemp include that in the order. Court so noted.

CLERK'S NOTE: All upcoming hearing dates presently scheduled in Department XIII have been vacated and are to be reset in Department XI. /mk 11/12/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

November 15, 2019

A-19-787004-B

In Re: D.O.T. Litigation

November 15, 2019 10:30 AM Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Christiansen, Peter S	Attorney
Fetaz, Maximilien D.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Holmes, Jeremy D.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
MILLER, BEN	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Zimmerman, Jamie, ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada

LLC.

Counsel for D H Flamingo did not participate in this call. Law Clerk advised they did not respond to her email.

Court noted it has received Judge Denton's order; additionally, the Law Clerk has indicated that Mr. Koch submitted a motion for protective order on OST. Mr. Rulis stated they were the ones that set that deposition and they have sent an amended notice setting the deposition back to December 10 and 11. COURT STATED it will sign the OST on Monday (November 18, 2019) in court.

COURT FURTHER NOTED that when the peremptory challenge was filed, it did not appear that the motion to extend was decided in the interim. Mr. Hunt requested that motion be heard on Monday. COURT SO ORDERED.

COURT FURTHER NOTED two groups of motions for summary judgment: (1) Nevada Wellness Center's with counter motion; (2) MM Development with counter motion. Mr. Rulis stated they were open to finding a date for those that would not be Monday. COURT STATED it will talk about the scheduling of those motions on Monday then.

COURT FURTHER NOTED Mr. Koch's writ to move him to Tier 2. Mr. Koch requested another day that would not be Monday. COURT SO NOTED.

COURT FURTHER NOTED DH Flamingo's anti-SLAPP motion. Mr. Koch advised they had circulated a request and the indication was that the motion would be heard at the same time as MM's motion for summary judgment.

COURT FURTHER NOTED a motion to file a second amended complaint. Mr. Fetaz advised that was Serenity's motion. COURT ORDERED, MOTION WILL BE HEARD on Monday, November 18.

COURT FURTHER NOTED an application for TRO. Mr. Shevorski advised that was Qualcan's. Mr. Christiansen advised the motion has been briefed and he would be happy to move it as well. COURT STATED it will discuss scheduling of that motion on Monday as well.

Upon Court's inquiry, Mr. Christiansen confirmed he would like another Rule 16 conference in one or two weeks from Monday given the consolidation. COURT STATED it will discuss scheduling the conference on Monday as well.

Mr. Smith advised they have a pending motion to intervene. Mr. Parker advised it was previously before Judge Holthus and there was also a motion granted by the discovery commissioner regarding cellphone(s) and information they wanted the State to preserve; there was an Objection to that by the State that was never ruled on.

Mr. Miller advised his side also had a pending motion to dismiss which they are also willing to move;

it is not an anti-SLAPP motion. COURT NOTED it will discuss scheduling of that motion on Monday

Finally, Mr. Puzey advised he is in Reno and requested to appear telephonically on Monday. Court granted the request and directed counsel to arrange it with the Law Clerk.

COURT FURTHER DIRECTED anyone to contact Bailey Kennedy and inform them of what transpired today. Mr. Rulis advised that while they were on the call he emailed the firm.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

November 18, 2019

A-19-787004-B

In Re: D.O.T. Litigation

November 18, 2019 9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Holmes, Jeremy D.	Attorney
Hone, Eric D.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
MILLER, BEN	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC.

Mr. Puzey appeared by telephone.

Court noted, as a background, that as Mr. Shevorski previously represented to everyone that the State would essentially give a tolling period for everyone through June, a trial was set in April to make sure there would be a decision by that date. If anyone has any concerns about the deadline they are to inform the Court.

PLAINTIFFS' MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT: Following arguments by Mr. Gentile and Mr. Bice, COURT ORDERED, motion GRANTED. The Plaintiffs are PERMITTED to file the document attached to the Reply. However, this does not preclude anyone from filing motions related to that.

Court asked Mr. Dickey about the status of service on the Defendants in his case, which has the most Defendants. Mr. Dickey advised he believes service has been effectuated on all of them but they are still awaiting responses from many.

PLAINTIFFS' MOTION TO EXTEND INITIAL EXPERT WITNESS DEADLINE ON ORDER SHORTENING TIME...JOINDER TO SERENITY PLAINTIFFS' MOTION TO EXTEND INITIAL EXPERT INITIAL EXPERT WITNESS DEADLINE ON ORDER SHORTENING TIME (FIRST REQUEST): Arguments by Mr. Gentile, Mr. Bice. COURT ORDERED, motion GRANTED.

NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT... DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT: Mr. Parker advised that he had filed a motion for summary judgment. Court noted this was a motion filed on November 5th. Mr. Parker continued, Mr. Bice filed an objection, and Mr. Shell filed a joinder to the opposition; their thought was to add the purported winners to their Complaint, so perhaps instead of that motion going forward, they will file a motion to amend. There being no objection, COURT ORDERED, Mr. Parker's request to amend is GRANTED, as well Mr. Bult's, Mr. Kemp's, Mr. Christiansen's, Mr. Miller's, and Mr. Puzey's requests to AMEND. Everyone present who is a Plaintiff, their request to amend is GRANTED.

COURT ORDERED, Rule 16 conference SET for December 2, 2019. Court directed Mr. Dickey to communicate this to all who contacted his office.

COURT ORDERED, Mr. Koch's motion for protective order on OST set for December 2, 2019.

QUALCAN, PLAINTIFF'S MOTION FOR WRIT OF MANDAMUS, TEMPORARY RESTRAINING ORDER, AND PRELIMINARY INJUNCTION: Mr. Shevorski advised that Mr. Christiansen has a petition for mandamus that is fully briefed. Mr. Christiansen advised that perhaps he would skip a step and also be allowed to amend. COURT GRANTED the request.

NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS: Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019.

DP HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019): Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019.

PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670: Per counsel's request, COURT ORDERED, hearing SET for December 2, 2019.

DEFENDANT INTERVENOR - APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES LLC INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS: Per counsel's request, COURT ORDERED, hearing SET for December 9, 2019.

MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO

NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT: Mr. Kemp advised this is the issue related to the graders, there are some graders' depositions to be taken and requested MM's motion for summary judgment be CONTINUED to January 13, 2020. COURT SO ORDERED.

Mr. Kemp further advised they would like to file a motion for protective order regarding Rino Tenorio whose deposition is set for the 5th. COURT ORDERED, the OST when submitted will be SET for December 2, 2019 at 9 am.

Per counsel's request, COURT FURTHER ORDERED, the Essence Entities' motion to intervene set for November 22, 2019 in chambers is OFF CALENDAR; however, Clear River's motion will REMAIN on December 16, 2019.

FINALLY, COURT ORDERED, the caption of this case will be In re: D.O.T. and, it is the Court's understanding from Judge Bell that the ETW case (A-19-787004-B) is the LEAD CASE, even though it is not the lowest case number.

Colloquy regarding outstanding order on dissolution from October which has been circulated. Court noted the Law Clerk will pull it and the Court will sign it.

12-2-19 9:00 AM MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO NEVADA ORGANICS' MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...
...DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...
...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...
...DP HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019)...
...NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS...
...PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT

COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670
...MANDATORY RULE 16 CONFERENCE

12-9-19 9:00 AM DEFENDANT INTERVENOR - APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES LLC INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS

12-16-19 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION...
...JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION...
...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION JOINDER TO VARIOUS MOTIONS TO DISMISS D.H. FLAMINGO'S FIRST AMENDED COMPLAINT...
...HELPING HANDS WELLNESS CENTER, INC.'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT, AND JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...
...DEFENDANT GREENMART OF NEVADA NLV LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...
...COMMERCE PARK MEDICAL L.L.C. AND CHEYENNE MEDICAL CENTER, INC'S MOTION AND JOINDER TO GREENMART NEVADA NLV'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...
...LONE MOUNTAIN PARTNERS, LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S MOTION TO DISMISS FIRST AMENDED COMPLAINT...
...CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT

1-13-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO

MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

... DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 02, 2019

A-19-787004-B

In Re: D.O.T. Litigation

December 02, 2019 9:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Fetaz, Maximilien D.	Attorney
Funk, John R.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Glantz, Stephanie J.	Attorney
Gutierrez, Joseph A.	Attorney
Holmes, Jeremy D.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Kennedy, Dennis L.	Attorney
Koch, David	Attorney
Lovelock, Nicole E.	Attorney
MILLER, BEN	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney

Shell, Alina
Shevorski, Steven G.

Attorney
Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Ms. Michelle Miller, Managing Member of Miller Farms; Attorney Robert Warns for Rino Tenorio.

Ms. Miller, Mr. Puzey, Ms. Shell, and Mr. Funk appeared by telephone.

Following arguments by counsel, COURT ORDERED as follows:

MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO NEVADA ORGANICS' MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...

...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER...

...DEFENDANT GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION ON ORDER SHORTENING TIME FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY AT DEPOSITION OF DANETTE KLUEVER: Motion GRANTED IN PART. Deposition limited to one day, with the following scope: training and guidelines provided by the Department to the temporary employees who do fall under the discretionary function, their experience, their interaction with any other employees of D.O.T. and any others related to the grading and application process. Court GRANTS limited inquiry into the mathematical errors and limited inquiry into the subjective issue.

PLAINTIFF/COUNTER DEFENDANTS MOTION FOR PROTECTIVE ORDER REGARDING RINO TENORIO: For purposes of the deposition, motion GRANTED.

NEVADA WELLNESS CENTER'S MOTION FOR HEARING ON OBJECTION TO DISCOVERY COMMISSIONER'S REPORT & RECOMMENDATIONS: Objection OVER RULED.

PLAINTIFFS/PETITIONERS/COUNTER-DEFENDANTS D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S SPECIAL MOTION TO DISMISS MM DEVELOPMENT COMPANY, INC.'S COUNTERCLAIM PURSUANT TO NRS 41.660 [ANTI-SLAPP] AND REQUEST FOR ATTORNEYS' FEES, COSTS, AND DAMAGES PURSUANT TO NRS 41.670: Motion DENIED. The issues of the statement being made and the knowledge at the time the statement was made are issue that need some discretionary judgment as opposed to accepting anyone's word at their deposition. The counter claim will be limited to statements made at the Governor's Inaugural Ball but not to any of the other communications with law enforcement or administrative agencies; they are to either be stricken or an amendment is to be done to delete those. Mr. Kennedy requested the order say "stricken". COURT SO

ORDERED.

DP HOLDINGS AND COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO DISMISS (FILED IN A787035 ON OCTOBER 1, 2019): Motion GRANTED WITHOUT PREJUDICE for Mr. Kennedy to amend if he needs to.

MANDATORY RULE 16 CONFERENCE: Court noted it anticipates having a decision prior to the conditions being met in June and inquired about the status of discovery. Mr. Kemp advised MM has taken the lead and detailed the schedule of upcoming depositions. Mr. Parker noted they are also interested in the records to be extracted from the phones. Mr. Miller advised his side is in alignment with the timeline and that they have two experts. Mr. Bult advised discovery on all successful applicants was served 4 to 5 weeks ago. Mr. Rose advised D H Flamingo did not serve the Defendants they named and then coordination happened; he is just concerned about now being named in this case. Mr. Prince requested a March rebuttal disclosure deadline. Mr. Holmes advised they were named in the DH Flamingo case, but are pretty small fish.

COURT ORDERED, anyone who has not made initial disclosures needs to make them in 2 weeks if they decide to participate. Mr. Gamble requested prior discovery. COURT FURTHER ORDERED, discovery be made available immediately to newly appearing parties, including discovery from the evidentiary hearing. Court noted the transcripts are filed in A786962.

COURT ORDERED as follows:

Initial expert disclosures where a party bears the burden of proof DUE by January 17, 2020;

Rebuttal expert disclosures where a party does not bear the burden of proof DUE by February 14, 2020;

Discovery cut-off SET for and dispositive motions and motions in limine TO BE FILED by March 13, 2020.

The April 20, 2020 trial date (previously set in A786962) will STAND.

New trial setting order will ISSUE.

COURT FURTHER DIRECTED that discovery responses be produced to newly participating parties if they desire it, and that it may be appropriate to set up an electronic depository subject to the current protective order because of the confidential nature of much of the applications. If the parties have any questions, the Court is available to address them via conference call.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 09, 2019

A-19-787004-B

In Re: D.O.T. Litigation

**December 09, 2019 9:00 AM Petition for Writ of
Mandamus**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Bice, Todd L	Attorney
	Fetaz, Maximilien D.	Attorney
	Kahn, Jared B	Attorney
	Kemp, William Simon	Attorney
	Koch, David	Attorney
	Miller, Ross J.	Attorney
	Rulis, Nathanael R., ESQ	Attorney
	Schwarz, Joel Z.	Attorney
	Shell, Alina	Attorney
	Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- Following arguments by Mr. Koch, Mr. Shevorski, and Mr. Kemp, COURT ORDERED, petition DENIED because it is procedurally inappropriate. There is another avenue for the relief; the appeal for the injunction is already pending before the Nevada Supreme Court.

Court inquired as whether counsel have heard any word on the request for expedited handling. Mr. Koch advised they made that request one month ago and have not heard back.

Ms. Shell advised the court did issue an order to show cause which they need to address, and that is due before Christmas.

COURT DIRECTED Mr. Shevorski to prepare a procedural order for today.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 16, 2019

A-19-787004-B

In Re: D.O.T. Litigation

December 16, 2019 9:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Christiansen, Peter S	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Iglody, Lee I.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

JOURNAL ENTRIES

- DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION JOINDER TO VARIOUS MOTIONS TO DISMISS D.H. FLAMINGO'S FIRST AMENDED COMPLAINT...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION...

...JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION...

...DEFENDANT GREENMART OF NEVADA NLV LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...

...HELPING HANDS WELLNESS CENTER, INC.'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT, AND JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...

...COMMERCE PARK MEDICAL L.L.C. AND CHEYENNE MEDICAL CENTER, INC'S MOTION AND JOINDER TO GREENMART NEVADA NLV'S MOTION TO DISMISS FIRST AMENDED COMPLAINT...

...LONE MOUNTAIN PARTNERS, LLC S JOINDER TO GREENMART OF NEVADA NLV LLC S MOTION TO DISMISS FIRST AMENDED COMPLAINT...

...CLEAR RIVER LLC'S MOTION TO DISMISS FIRST AMENDED COMPLAINT

APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms LLC; Attorney Christopher Rose for Wellness Connection of Nevada LLC; Attorney John Savage, counsel for the Receiver Dotan Melech in CWNevada.

Mr. Puzey appeared by telephone.

Court addressing Mr. Rulis advised that the Court will not sign stipulations that were signed by only two parties, that is, the stipulation between MM and the State extending a STAY of the Order Granting Plaintiffs' Motion to Preserve and/or Immediately Turn Over Relevant Electronically Stored Information from Department of Taxation's Employee's Cell Phone on Order Shortening Time and Granting Department of Taxation's Oral Motion for Stay of Preservation Order. Mr. Parker asked to review the document, noted his concern, and then withdrew his concern. There being no objection by all other parties, Court signed the stipulation and order in open court and returned it to Mr. Rulis for filing.

Following arguments by Mr. Graf, Ms. Shell, Mr. Hone, and Mr. Dickey, COURT ORDERED, with the exception of the issue related to the rejection of the appeal with the Tax Commission, all issues were covered in the order entered on November 7, 2019, so the issue is DENIED on the same basis.

Mr. Hunt inquired about the notice of appointment of receiver. COURT ORDERED this case is not being stayed.

Mr. Prince advised they started Mr. Tenorio's deposition on December 5th and it went well over 5

hours; 3 counsel asked questions; they have unilaterally noticed the deposition for Friday, December 20th; he filed a motion for protective order to move the deposition because he has pre-scheduled mediation and Mr. Gutierrez is in trial; in addition, they have a duration issue -- the 7 hours was waived, but they already went 5 hours and only 3 people asked questions. Court stated Mr. Tenorio's counsel is not here today and advised that it has every morning this week free. Court directed counsel to reach out to Mr. Tenorio's counsel. Mr. Rulis advised Mr. Tenorio's counsel offered the 17th, 19th, and 20th, but he will contact counsel just the same. Court stated that when the OST gets here it will be set for Wednesday and advanced to Tuesday.

Ms. Shell further expressed her concern about having 3 to 4 protective orders to date in this case and that she thinks they need to talk about a more global, rather than piecemeal, protective order. Mr. Fetaz advised he circulated a draft on Friday and has the OST. COURT signed the OST in open court, setting the motion for Wednesday, December 19, and returned the OST for filing. The OST will be discussed tomorrow, December 17.

Finally, Mr. Parker advised they are only adding to their complaint the conditionally approved applicants as opposed to everyone named in the D H Flamingo case. COURT NOTED that is the Court's interpretation of what the requirement is.

12-17-19 9:00 AM HEARING ON MOTION(S) ON OST SET FOR December 18, 2019

12-20-19 CHAMBERS GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]

1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S

MOTION TO DISMISS SECOND AMENDED COMPLAINT...
...DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S
MOTION TO DISMISS SECOND AMENDED COMPLAINT...
...THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO
DISMISS...
...HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE MOUNAIN PARTNERS,
LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...
...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE
MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...
...DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO
SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...
...DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S
SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED
COMPLAINT...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 17, 2019

A-19-787004-B

In Re: D.O.T. Litigation

December 17, 2019 9:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ayers, Michael R.	Attorney
Barrett, Whitney	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Iglody, Lee I.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- HEARING ON MOTION(S) ON OST SET FOR December 18, 2019...MOTION FOR ENTRY OF CONFIDENTIALITY AGREEMENT AND PROTECTIVE ORDER ON ORDER SHORTENING TIME [ADVANCED]

APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC and Attorney Robert Warns for Rino Tenorio.

Mr. Ayers, Mr. Kahn, and Mr. Koch appeared by telephone.

MOTION FOR ENTRY OF CONFIDENTIALITY AGREEMENT AND PROTECTIVE ORDER ON ORDER SHORTENING TIME: There being no objection, COURT ORDERED, Motion for Entry of Confidentiality Agreement and Protective Order ADVANCED from December 18, 2019. Ms. Shell stated her concern regarding the definition of confidential information, as she felt it was too specific; for instance, she believes that home addresses are not technically confidential information and that they are actually public record. COURT NOTED that in its reading of the definition of confidential information in paragraph 6, it does not appear to include information which would typically not be included under trade secret issues, so while they may be covered under highly confidential information there may be a level of documents that would fall within arguably trade secret, customer records, that would also fall within that category, that the Court would typically see in a business court case. Mr. Fetaz stated they can adjust paragraph 6 accordingly. Mr. Smith noted his concern regarding paragraph 14 which references Manpower; he simply wants to make sure that this does not waive objections related to that inquiry. Court concurred, further noting that this protective order is for the entire case. COURT ORDERED, with the adjustment to definition of confidential information the stipulated protective order is APPROVED.

RINO TENORIO'S DEPOSITION: Mr. Prince advised it is scheduled to resume on Friday December 20th; Mr. Tenorio is a lightning rod and a critical witness; however, neither himself nor Mr. Gutierrez is available to attend. Mr. Prince detailed their schedule and noted his concern regarding the duration of the deposition and that Mr. Tenorio turned over documents to his personal counsel, Mr. Sgro; once they receive those documents they want to have a meaningful discussion with Mr. Tenorio; it is his request that the Court grant protection and move the date of the deposition, probably after the first of the year, and extend the duration to up to 4 hours as they have only done 5 and a half hours and only 3 attorneys have asked questions; they would like the documents before resuming the deposition.

Mr. Warns responded that he did not get a 2.34 on this issue and did not get served with a copy of the motion until yesterday; Mr. Tenorio would like his deposition to conclude as soon as possible; he would oppose extending beyond the 7-hour cap, certainly not another day; with regards to the documents, he has requested a copy of documents filed by counsel but he was informed last week that they would not be provided absent a subpoena. COURT ORDERED, the deposition that is scheduled on Friday is VACATED. Counsel to work on the document issue with former counsel. However, the Court is a little concerned about the duration. Mr. Rulis advised they have subpoenaed the documents; to the extent it is prior counsel he will be happy to forward the subpoena today. Colloquy regarding documents. CONFERENCE AT BENCH. COURT ORDERED, matter SET for status check on the documents on February 20, 2019 at 9 am. Counsel to invite Mr. Sgro to attend. Mr. Koch to circulate a call-in number for everyone intending to appear by telephone. With regards to Mr. Tenorio's phone, the Court will let the parties follow up on the text messages. Upon the Court's inquiry, all parties STIPULATED not to have the bench conference transcribed.

12-20-19 CHAMBERS GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]

12-20-19 9:00 AM STATUS CHECK: RINO TENORIO DOCUMENTS

1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS...

...HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE MOUNAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...

...DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

1-27-20 9:00 AM OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE
CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE
ORDER REGARDING SCOPE OF DISCOVERY

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-26-20 9:15 AM PRE TRIAL CONFERENCE

4-14-20 9:30 AM CALENDAR CALL

4-20-20 1:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 20, 2019

A-19-787004-B

In Re: D.O.T. Litigation

December 20, 2019 3:00 AM Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the motion to realign filed in A-19-787035-C on November 15, 2019 is CONTINUED to the oral calendar on Monday, January 6, 2020.

1-6-20 9:00 AM GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]

1-13-20 9:00 AM LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S

OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS...

...HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE MOUNAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...

...DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT

1-27-20 9:00 AM OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY...

...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY

...PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

A-19-787004-B

3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

December 20, 2019

A-19-787004-B

In Re: D.O.T. Litigation

December 20, 2019 9:00 AM Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court noted there was a motion for protective order delivered. Mr. Warns advised he was copied on a letter that Mr. Rulis sent to Mr. Scrow's office on Tuesday indicating they would need to produce the documents to his office. Further, it was suggested that if they did not produce the documents then the Court would require their presence to explain. Moreover, he received an e-mail the next day noting that a thumb drive was being prepared. Yesterday he received a thumb drive with documents; however, he would time to review for privilege and relevance. Upon Court's inquiry, Mr. Warns requested three weeks. COURT advised Mr. Prince the deposition would not resume until the documents were produced, possibly by January 8th. Mr. Prince indicated that was fine. Court further noted counsel would work out a time for the deponent to appear and complete the deposition. Mr. Prince stated new documents may be presented that they had not seen before and that may result in additional questioning. Court directed counsel to discuss a date and the duration. Mr. Fetaz stated there was an issue regarding whether the State reviewed the applications submitted for completeness. They were attempting to address that issue through discovery. Furthermore, certain intervenor defendants' applications were produced as part of the hearing. The focus of the hearing was limited to adversity and ownership issue. The completeness issue expands beyond that. Court noted it would be better to work out the issue as to what was still believed to be confidential. Court further noted if the matter could not be resolved that it would be addressed by motion practice.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 06, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 06, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Kristine Santi

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Christiansen, Peter S	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Holmes, Jeremy D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]...DEFENDANT RURAL REMEDIES, LLC'S MOTION FOR

PRE-TRIAL CONFERENCE AND ORDER SHORTENING TIME

APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms, LLC; Attorney Christopher Rose for Wellness Connection of Nevada, LLC.

GREEN LIFE PRODUCTIONS, LLC'S MOTION TO REALIGN AS PLAINTIFFS/PETITIONERS [E-FILED INTO SUB CASE A-19-787035-C]: There being no objection, COURT ORDERED, motion GRANTED. Counsel is FURTHER DIRECTED to file a complaint in intervention in the D H Flamingo case. Mr. Holmes requested one week to do so. COURT SO ORDERED. Court FURTHER NOTED that anyone who wishes to realign must do so within 2 weeks. Mr. Prince to prepare the order and run it by counsel prior to submission. Court CLARIFIED that the 2 weeks is from the notice of entry of the order for the complaint in intervention or a realignment, if anyone chooses to do one.

DEFENDANT RURAL REMEDIES, LLC'S MOTION FOR PRE-TRIAL CONFERENCE AND ORDER SHORTENING TIME: Mr. Gamble argued in support of the instant motion. Court noted it needs a trial protocol. Argument by Mr. Prince. Argument by Mr. Rose stating that the Plaintiffs have not named all of the applicants and that he simply wants to make sure there is no one hanging out there. Mr. Dickey advised they have heard from Defendants who did not want to participate, have aggregated their information, and will be filing a motion to dismiss them voluntarily. Mr. Price suggested that counsel file a status report. Mr. Parker advised he is also concerned about the 10-deposition limit; he and Mr. Prince agreed 7 hours is not enough and they would request more than 10 depositions; if necessary, they can cross the bridge when they get there in terms of the amount of time; he believes they have identified 18 total, 18 on top of the 8 or 9, depositions, for their side. There being no objection to Plaintiffs' request and to the order being reciprocal, the COURT GRANTS NOT TO EXCEED 30 DEPOSITIONS PER SIDE, including those already noticed and taken, not including experts. If the parties are able to agree to time limitations for each deponent after speaking to each other the Court will be happy to speak with the parties about it.

Mr. Parker further advised they will also be filing a motion to compel regarding the impasse on the issue of the phones of the graders. COURT DIRECTED counsel to file that motion on OST.

Per counsel's request and there being no objection, COURT FURTHER ORDERED, the MM Development group of the motion for summary judgment, related opposition / counter motion, and any related motions to seal/redact is MOVED to Monday, February 24 at 9 am.

COURT FURTHER ORDERED, a DRAFT TRIAL PROTOCOL be submitted by Friday, January 10 at NOON so it can be discussed on Monday, January 13. The draft trial protocol will include issues to be tried, the order in which they will be tried, allocation of time for the issues, and to see whether the case needs to be moved to the May stack, issues regarding exhibits, whether to admit all to apply to all segments, whether witness testimony will be duplicated or whether witnesses will be recalled. The Court will ask the Judicial Executive Assistant to email a copy of the trial protocol in the CityCenter case.

Upon Mr. Schwarz's request, COURT NOTED Serenity's motion is scheduled for January 13 and will remain there.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 13, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 13, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Lovelock, Nicole E.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

Smith, Stephanie J.
Williamson, Richard D.

Attorney
Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Jennifer Braster for Circle S Farms LLC; Attorney Christopher Rose for Wellness Connection of Nevada LLC; Attorney John Savage for Receiver Dotan Melech in CWNevada; Attorney Robert Warns for Rino Tenorio.

Mr. Gamble and Ms. Lovelock appeared by telephone.

LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...WELLNESS CONNECTION OF NEVADA, LLC'S MOTION AND JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT, CLEAR RIVER, LLC'S JOINDER TO LOAN MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...THE ESSENCE ENTITIES' JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS...

...HELPING HANDS WELLNESS CENTER, INC,'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT...

...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT:

Following arguments by Mr. Hone and Mr. Gentile, COURT ORDERED, the issue is now more creatively pled than it was previously; it does not fall squarely within the Malfitano case. For that reason, the motion to dismiss it DENIED at this time, but it may be subject to additional motion practice as the parties are near the time of trial.

NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME: Following arguments by Mr. Parker and Mr. Shevorski, COURT ORDERED, the State is ORDERED to obtain the information from the cellphones to extract the data, make a determination with the agents whether there is any personal or private information that needs to be protected; after that determination is made, have a review done on any relevant information and communications with other employees of the Department of Taxation be produced, sort of what was done with the actual employees. COURT addressing the State NOTED it needs a written order to be entered before a stay.

Regarding Mr. Parker's request that the Court review the privilege log which is part of his motion to compel, Mr. Shevorski advised it has something to do with communications that are pre-regulation that the State submits are protected. Court noted it does not have a privilege log. Mr. Parker advised they will submit the log, and Mr. Shevorski added that they will also make a supplemental

production and referred the Court to a footnote in the State's brief. Court noted it has not seen the State's brief then. Mr. Shevorski advised it was filed on Friday, to which Mr. Parker responded he saw it on Saturday, and Mr. Shevorski apologized to the Court and rested on the briefing. COURT ORDERED, motion to compel CONTINUED to January 17, 2020 in chambers.

BAILEY KENNEDY'S MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFFS/PETITIONERS CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICAL SOLUTIONS LLC, AND CLARK NMSD LLC ON ORDER SHORTENING TIME: No questions. Mr. Dickey advised they will submit an order. COURT ORDERED, motion GRANTED.

DEFENDANT'S MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFF'S SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...
...DEPARTMENT OF TAXATION'S JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...
...SERENITY PLAINTIFFS' JOINDER TO MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE...
...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO EXTEND TIME TO RESPOND TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT AND MOTION TO SET BRIEFING SCHEDULE: Based on counsel's representation, motion is MOOT.

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Mr. Koch advised the State sent down an order for their petition for mandamus and asked if they could get it back today. Court noted it depends on the trial with Mr. Gutierrez, but they will do their best.

Mr. Tenorio advised he is here regarding the rescheduling of the deposition of Mr. Tenorio and the amount of time for that. Mr. Rulis advised they are waiting on a production; Mr. Warns sent him a production on Wednesday night, and they had some issues getting it from the Dropbox, so they are getting it by flash drive from him today, and then they will turn around and produce to everybody. Mr. Prince added that he thinks everyone needs to see the documents, and people with additional questions may impact duration. Upon Court's inquiry, Mr. Prince advised they have not picked a day for the depo and yes, they will need a full day even with no new documents. COURT ORDERED, matter SET for status check on Mr. Tenorio's deposition on January 17, 2020 in chambers.

1-17-20 CHAMBERS NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION

1-27-20 9:00 AM ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO

THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY...

...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...

...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER...

...PLAINTIFFS MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...

...OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY...

...APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS

2-3-20 9:00 AM DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME

2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF

MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-26-20 9:15 AM PRE TRIAL CONFERENCE

4-14-20 9:30 AM CALENDAR CALL

4-20-20 1:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 17, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 17, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- STATUS CHECK: RINO TENORIO'S DEPOSITION...NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME

RINO TENORIO'S DEPOSITION: COURT NOTED no update provided, ORDERED, status check CONTINUED for 2 weeks (January 31, 2020 in chambers).

NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME: The Court has again reviewed Nevada Wellness motion to compel, the opposition, and a larger version of the privilege log (MARKED as Court's Exhibit 1). Based upon the information contained in the briefing, the motion as to the deliberative process privilege is DENIED WITHOUT PREJUDICE to renew the motion related to particular documents and the claim that an overriding need for the particular document exists.

1-27-20 9:00 AM APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS...
...PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...
...OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF

CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY...

...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY

...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER...

...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM

1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION

2-3-20 9:00 AM DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME

2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR

SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-26-20 9:15 AM PRE TRIAL CONFERENCE

4-14-20 9:30 AM CALENDAR CALL

4-20-20 1:30 PM JURY TRIAL

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 1-21-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 24, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bult, Adam K.	Attorney
Dickey, Joshua M.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- DEPARTMENT OF TAXATION'S MOTION FOR PROTECTIVE ORDER ON ORDER
SHORTENING TIME...DEPARTMENT OF TAXATION'S MOTION FOR PROTECTIVE ORDER ON
ORDER SHORTENING TIME

APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada, LLC

Mr. Bult. Mr. Dickey, Mr. Gamble, Mr. Gutierrez, Mr. Hone, Mr. Kahn, and Mr. Prince appeared by telephone.

Court inquired as to whose depositions have been noticed and are coming up. Mr. Shevorski advised those would be the depositions of Kelly Jesse, Ms. Contine, Richard Elloyan, Christina Banaszak, and Duane Lemons. Mr. Rulis detailed other depositions scheduled for the 28th, 30th, and 31st. Mr. Shevorski added Damon Hernandez's deposition is on the 11th and 12th. With regards to Essence's 30(b)(6), Mr. Smith advised that deposition has been noticed but they filed a motion for protective order. Court inquired of Mr. Shevorski if the State intends to defend any of the depositions. Mr. Shevorski stated they intend to defend Cronkite and Hernandez, and confirmed the State does not intend to defend Manpower and Quantum Mark.

Following arguments by Mr. Shevorski, Mr. Hunt, and Mr. Parker, COURT ORDERED, the 30(b)(6) of the Sate will go the week before the depositions of Hernandez and Cronkite, unless the 30(b)(6) can be sandwiched on the 10th. The State will provide the 6 graders and the current employees; former / separated employees and Quantum Mark employees will need to be subpoenaed.

Judicial Executive Assistant requested one person be designated to provide call-in information for these hearings. Counsel nominated Mr. Kahn, and Mr. Kahn accepted.

1-27-20 9:00 AM APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS...
...PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...
...OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY...
...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY
...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER...
...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...
...DEPARTMENT OF TAXATION'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE...
...GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT

CONFERENCE...

...DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE...

...DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME...

...MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON ORDER SHORTENING TIME

1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION

2-24-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...PLAINTIFFS/PETITIONERS MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 27, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 27, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Holmes, Jeremy D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Lovelock, Nicole E.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

Smith, Stephanie J.
Williamson, Richard D.

Attorney
Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada LLC.

Mr. Williamson and Ms. Lovelock, and Mr. Parker partially, appeared by telephone.

DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE...

...DEPARTMENT OF TAXATION'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES LLC'S MOTION ON ORDER SHORTENING TIME FOR ORDER SETTING SETTLEMENT CONFERENCE: Mr. Koch argued in support of the motion. Court inquired as to how the State would be able to participate, as a practical matter. Mr. Shevorski stated the State will have its decision makers there. Mr. Kemp advised there is no way they can get a global settlement; there are 120 people minus those who dropped out to sign an agreement; everyone is empowered, and every claimant can come in and hold up the whole thing; the Plaintiffs vehemently oppose as this is not a realistic endeavor. Reply by Mr. Koch and joinder by Mr. Hunt to Mr. Kemp's argument. Mr. Kahn argued this would be in an organized fashion for the settlement to be presented and for everyone to weigh in on the resolution, and this would be a confined venue and forum. COURT ORDERED, while it appreciates the State's willingness to participate, the Court will NOT ORDER a settlement conference given the objections that have been made.

MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME...

...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...

...PLAINTIFFS MOTION FOR PROTECTIVE ORDER AND OBJECTIONS TO SUBPOENAS DUCES TECUM...

...OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY...

...ESSENCE ENTITIES' JOINDER TO DEFENDANT-INTERVENOR/COUNTERCLAIMANT NEVADA ORGANIC REMEDIES, LLC'S OBJECTIONS TO THE SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF CONNOR & CONNOR, PLLC AND MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF INQUIRY DISCOVERY...

...SERENITY PLAINTIFFS' JOINDER TO D.H. PLAINTIFFS' AND NEVADA WELLNESS CENTER, LLC'S OPPOSITIONS TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND THE ESSENCE ENTITIES' MOTION FOR

PROTECTIVE ORDER: Following arguments by Mr. Bice, Mr. Koch, Mr. Dickey, and Mr. Hunt, COURT ORDERED, the statute protects the Department of Taxation and the State of Nevada from disclosing information, but it does not make the information privileged when it is in the possession of another party; the confidentiality provisions are adequately protected by the parties' protective orders that have been entered into; however, some requests are overbroad and are therefore not relevant for purposes of discovery in this limited proceeding. The Court is GRANTING the protective order on the issues related to the membership purchase agreements, employee hiring and employee resignations, profitability, and value issues and also GRANTING it on the support for public filings; so, counsel can ask questions about public filings that have been made, but the supportive and back-up information for those are protected; counsel can also ask questions about inspections of Nevada operations, compliance issues with Nevada operations, and incident reports submitted to the Dept of Taxation for NV operations; counsel can ask questions about changing locations but not about business strategies for changing locations or market shares. In addition, any communications or offers of employment of current or former D.O.T. employees are fair game; change in ownership forms are limited to change in ownership forms and any information submitted to the Department of Taxation as opposed to the underlying back-up information.

APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE HELPING HANDS WELLNESS CENTER, INC., INTO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS: Arguments by Mr. Kahn, Mr. Shevorski, Mr. Rulis, and Mr. Kahn. COURT ORDERED, documents provided by Mr. Kahn MARKED collectively as Court's Exhibit 1 for today. (See worksheet.) COURT ORDERED, motion DENIED because this is a discretionary act by the State.

DH FLAMINGO'S MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO NEVADA ORGANIC REMEDIES' MOTION FOR PROTECTIVE ORDER REGARDING SCOPE OF DISCOVERY AND ESSENCE'S MOTION FOR PROTECTIVE ORDER AND TO SEAL EXHIBITS 4 AND 5 TO THE SAME: COURT ORDERED, motion GRANTED because it includes commercially sensitive information.

There being no objection, COURT ORDERED, all matters currently scheduled on Monday, February 24 RESET on Friday, February 28, 2020 at 9 am. All In re D.O.T. Litigation matters will now be heard on Fridays at 9 am.

Court further noted the Nevada Supreme Court has issued an order to show cause about the Findings of Fact and Conclusions of Law and that it does not seem to apply to this Court but to the parties. Mr. Fetaz advised they will bring a motion to try to remedy the issue.

1-31-20 CHAMBERS STATUS CHECK: RINO TENORIO'S DEPOSITION

2-28-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR

FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO
NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT,
JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO
GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO
MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR
SUMMARY JUDGMENT...
...PLAINTIFFS/PETITIONERS MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN
DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE
BY ELECTRONIC MEANS ONLY...
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

January 31, 2020

A-19-787004-B

In Re: D.O.T. Litigation

January 31, 2020

3:00 AM

Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT NOTED no update on Rino Tenorio's deposition, ORDERED, matter CONTINUED to Friday, February 7, 2020 at 9 am.

2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION

2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME

2-28-20 9:00 AM LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC. S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY

JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO
MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR
SUMMARY JUDGMENT
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO PLAINTIFFS MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 2-3-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 04, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 04, 2020

11:36 AM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Higgins, Brigid M.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Counsel (inaudible) for Wellness Connection of Nevada LLC and Thrive, respectively.

Mr. Smith advised one of the Essence entities' applications was marked as an exhibit. Court reporter

read the question into the record. Mr. Smith argued his objection relates to the Court's prior ruling and that it is inappropriate for the Plaintiffs to swipe certain applications under the deponent's noses and opine on the accuracy; in addition, it is beyond the scope of the 30(b)(6). Mr. Dzarnoski read the question regarding the scoring process, address of proposed marijuana establishment, topic no. 13, and that counsel has suggested a protective order that covers this. Court noted Ms. Danette Kluever was a grader.

COURT noted the 30(b)(6) deponent is not the grader but a representative of the D.O.T., asked Mr. Smith why he thinks the protective order applies, and ORDERED, OBJECTION OVERRULED; this is not similar to the analysis of whether the grader would change the grade; this is the D.O.T. making the independent determination as to whether this is the address the applicant will do business at.

Mr. Smith advised a question about complying with statutory requirements is coming. Court noted that question is okay.

2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION

2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME

2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY...
...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 04, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 04, 2020

2:24 PM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03H

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Counsel advised the same parties at this morning's conference call are present.

Mr. Smith advised that the way he read the transcript for the January 27 argument on the protective order was that the Court said the issues related to the membership interest purchase agreement are covered by the protective order; he lodged an objection to a question regarding Green Thumb Industries' membership interest purchase agreement that was subject to the Essence Entities' protective order. Court reporter stated, the question was, "Do you know the first time the Department of Taxation was aware of the existence of Exhibit 84?" and the objection thereto. COURT ORDERED, the State's awareness of the Membership Interest Purchase Agreement is fair game, but as the Court has previously indicated counsel is not going to make any inquiry as to the terms of the membership interest purchase agreement or any other details that might be related to one of your competitors' operations.

Mr. Dzarnoski noted that his recollection of the transcript is that the Court said something publicly available was fair game, and the version he has of the Membership Interest Purchase Agreement that he pulled off the Canadian Stock Exchange is a filing made by Green Thumb Industries on or about November 12, 2018; he was simply asking questions related to the provisions that were not redacted and were made part of the public record with the Canadian Stock Exchange, and he was told he could not do that. Upon Court's inquiry, Mr. Smith replied that he does not have first hand knowledge of whether or not this was true. Court noted it did say they could ask about items that

were public records. Mr. Smith further argued his motion for protective order. COURT understood and NOTED that its ruling was based on competitive advantage issues and what the nature of the deal was; if the nature of the deal was disclosed in public filings, that is a different issue. Mr. Smith stated he is not looking at a Bates stamped copy. Mr. Dzarnoski explained the version he has. Colloquy regarding the document. COURT ORDERED, if Mr. Dzarnoski is going to use it he needs to have a full copy available so that the witness and opposing counsel can have an opportunity to review it if they have concerns, but if it is something within public records, whether published on the stock exchange or some other public filing, it is fair game; the Court's ruling was based on commercial and competitive advantage issues.

2-7-20 9:00 AM MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME...STATUS CHECK: RINO TENORIO'S DEPOSITION

2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME

2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY...

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...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE

BY ELECTRONIC MEANS ONLY...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

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...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 07, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 07, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barraza, Danielle J.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Davis, Stephen	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Higgins, Brigid M.	Attorney
Hunt, John A	Attorney
Parker, Theodore	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Christopher Rose for Wellness Connection of Nevada, LLC; non-party Rino Tenorio represented by Attorney Glenn Machado.

Ms. Ashcraft, Ms. Braster, and Mr. Davis appeared by telephone.

STATUS CHECK: RINO TENORIO'S DEPOSITION: Mr. Rulis advised he and Mr. Warns have been

emailing back and forth on a new date and an ESI protocol for documents on Mr. Tenorio's phone; the issue is that they already have depositions set on the proposed date. Court noted Mr. Tenorio sent an email to the Law Clerk. Mr. Machado explained Mr. Tenorio just has some concerns about the ESI protocol, and that they are trying to resolve internal issues between his firm and Mr. Tenorio; if they cannot resolve those issues they will withdraw, but they may be able to reach a resolution; Mr. Warns has been communicating about the ESI protocol; he also believes Mr. Tenorio should not bear the burden of the costs since he is a witness; Mr. Tenorio has already testified for 5 hours; to the extent that the parties go beyond the 7 hours, he proposes no more than 2 hours and would ask that questions be streamlined. Upon Court's inquiry, Mr. Tenorio confirmed he is a current employee of the State of Nevada but he is on administrative leave. COURT NOTED it needs Mr. Prince's physical presence, because without Mr. Prince the Court cannot negotiate the time, although the Court appreciates the issue being raised; Mr. Prince said he needed more time, but the Court is not sure how long; to the extent there are costs, there are ways for the parties to share them, and counsel for Mr. Tenorio are welcome to negotiate with them.

DEPOSITIONS: Mr. Parker advised they did not complete the 30(b)(6) of the State and that they only got about 35 minutes at the very end. Mr. Rulis added it was Mr. Dzarnoski and Ms. Stout asking questions. Mr. Parker continued, there were several of them who did not finish or start; some intervenors want to ask questions as well; they had a meeting yesterday, and they believe they can finish in 3 and a half hours of additional time for all of them. Mr. Wight advised Nevada Organic Remedies needs less than one hour. Mr. Bice advised the Essence parties will have some questions but will limit it to 30 minutes. Mr. Rose stated same. Upon Court's inquiry, all on the Defense and Intervenor's side confirmed 3 hours will do it. Mr. Bice further argued as to the inefficiency of asking the same questions asked by prior counsel and that the parties need to come up with a solution; regarding the availability of witnesses, there are other depositions; they should have 2 if not 3 tracks; the Plaintiffs will be getting deposition notices today.

Mr. Shevorski advised this 30(b)(6) was on a whole lot of topics; the State is here to do justice and will be there. Court encouraged all of the parties not to re-tread common ground and to not ask questions that are cumulative.

MOTION TO WITHDRAW AS COUNSEL OF RECORD ON AN ORDER SHORTENING TIME: Mr. Fetaz advised they would like to withdraw due to lack of communication and outstanding balance issues. COURT ORDERED, motion to withdraw GRANTED. Counsel to include in the proposed order the language in EDCR 7.42 which states that a business cannot represent itself as well as contact information. Mr. Shevorski requested a date by which those parties decide to proceed in the action or be represented by counsel. COURT DENIED the request.

MOTION TO AMEND ORDER PURSUANT TO NRCP 60(A); EX PARTE MOTION FOR ORDER SHORTENING TIME...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER TO MOTION TO AMEND ORDER: Mr. Fetaz argued in support of the motion. Court noted it did not coordinate the cases but invited everyone involved to come; then, the Chief Judge consolidated all of the cases at a later time; this Court does not think that was retroactive; the Nevada

Supreme Court may think so, in which case this Court's order will apply to all, but this Court was very careful to decide only those matters assigned to it, and then the Court provided its order to the other judges for informational purposes; at the time of the hearing, the only cases assigned to this Court were Serenity and ETW; as the parties know the Court denied the consolidation and granted the request for people to voluntarily participate. Mr. Fetaz requested an amended findings of fact and conclusions of law entered in the ETW case if the order was applicable only to Serenity for purposes of an appeal and cross appeal. COURT stated it will change the caption of the order to include ETW. Ms. Shell noted there is an order with findings of fact and conclusions of law attached to it filed in the ETW case. Mr. Bice argued that if the request being made is that the Court enter a new preliminary injunction in the now consolidated action, not all parties participated in the preliminary injunction hearing prior to the consolidation; he does not think the Court has jurisdiction to enter the preliminary injunction based on an evidentiary development prior to consolidation. Court stated it will be happy to do amended findings of fact and conclusions of law that simply adds the ETW caption and case number.

Mr. Parker, noting that they filed an amended complaint and that DH Flamingo filed a motion to dismiss Defendants who did not respond to them, requested he file a motion on OST to dismiss them. Court directed counsel to file a motion and it will not be on OST.

2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME

2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY...

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3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 11, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 11, 2020

11:02 AM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Higgins, Brigid M.	Attorney
Kahn, Jared B	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Stout, Kelly B,	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Counsel (inaudible) for Thrive.

Mr. Parker advised that present with them is the witness, Damon Hernandez, with counsel.

Mr. Parker advised that he began his questioning related to Mr. Hernandez's phone and the extraction report and the denial of the objection by Mr. Shevorski to the discovery commissioner's report and recommendation; during that questioning he informed Mr. Hernandez and his counsel that the extraction report had not been produced, and he was told it was provided, but for whatever reason it is not in the depository; he asked Mr. Hernandez what phone he produced, and Mr. Hernandez said it was the one he retained in 2019; the phone in 2018 was the subject of the preservation order and the information they would have wanted; the phone was given back and they do not have an extraction report; for that reason, he would ask the Court for the ability to file a motion on order shortening time given that they only have 30 days left of discovery after the 13th. COURT DIRECTED counsel to file a motion and the Court will sign an OST.

2-28-20 CHAMBERS DH FLAMINGO PARTIES' MOTION TO REDACT PORTIONS OF ITS OPPOSITION TO ESSENCE'S MOTION FOR PROTECTIVE ORDER REGARDING NRCP 30(B)(6) DEPOSITION NOTICES OF ESSENCE ON AN ORDER SHORTENING TIME AND TO SEAL EXHIBITS 3, 4, AND 5 TO THE SAME

2-28-20 9:00 AM NEVADA WELLNESS CENTER, LLC'S JOINDER TO PLAINTIFF/PETITIONERS/COUNTER-DEFENDANT D.H. FLAMINGO INC., AND INYO FINE CANNABIS DISPENSARY LLC'S MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANT/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING FOR SERVICE BY ELECTRONIC MEANS ONLY...

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...PLAINTIFFS/PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS/RESPONDENTS WITH PREJUDICE AND FOR AN ORDER ALLOWING SERVICE BY ELECTRONIC MEANS ONLY...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF

MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT

3-16-20	9:00 AM	STATUS CHECK: TRIAL READINESS
3-26-20	9:15 AM	PRE TRIAL CONFERENCE
4-14-20	9:30 AM	CALENDAR CALL
4-20-20	1:30 PM	JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 13, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 13, 2020

1:15 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the Department of Taxation's Motion for Stay of Order on an Order Shortening Time filed February 13, 2020 is STRICKEN and the hearing on February 14, 2020 is VACATED as there has not been adequate notice. Counsel to resubmit OST.

CLERK'S NOTE: Parties notified by distributing a copy of this minute order via Odyssey File and Serve. / dr 2-13-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 21, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 21, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Louisa Garcia

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Davis, Stephen	Attorney
Dickey, Joshua M.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

JOURNAL ENTRIES

- Court addressed the other day when Mr. Parker called from a deposition and had issues concerning a cell phone extraction report and whether it was accurate. Mr. Parker stated it came up in Ms. Cronkhite's and Mr. Hernandez's deposition. Mr. Bice stated Mr. Hernandez was the one she was called on. Mr. Parker stated in terms of Hernandez they have the extraction report; however, believe things are missing. They see information between Mr. Pupo referring to Mr. Hernandez, but do not see the corresponding text, noting he got rid of his phone and that was the issue. Court advised it wanted to understand the background as to the cell phones before it heard the Motion to Stay.

Mr. Shevorski stated they believe a Motion for Stay was appropriate in light of the pending writ which they were filing today. Short recess for Mr. Shevorski to review the opposition. Mr. Shevorski argued in support of Motion and Mr. Parker in opposition. Following arguments by counsel, COURT stated its findings and ORDERED, Motion for Stay DENIED.

As to Motion for Voluntary Dismissal. Mr. Gentile introduced Sterling Kerr; Mr. Kerr indicated he was substituting in. Court advised Mr. Gentile to make sure counsel substituting in are aware of the requirements to sign up for e-service and all of the dates that exist in this case. Upon Court's inquiry, Mr. Kerr requested a continuance of the motion, noting he would like to file a reply brief because there were joinders. Mr. Koch stated they have a 30(b)(6) deposition scheduled for next week and would ask that it not have any impact on the pending discovery. Colloquy. There being no opposition, COURT ORDERED, motion CONTINUED to 3/6/20; Reply briefs DUE March 3, 2020.

Colloquy regarding housekeeping matters. At the request of Mr. Kemp and there being no opposition, COURT ORDERED, MM's Motion for Summary Judgment and Countermotions RESET to March 20, 2020. Mr. Schwarz stated four of the Plaintiffs jointly disclosed four expert witnesses and they have been trying to schedule their depositions, however, most of them are not available until after close of discovery. COURT ADVISED, the dates can be extended concerning the four named experts. Mr. Schwarz stated the earliest available date for the fourth expert witnesses was March 30. Mr. Schwarz proposed extending the Motion in Limine deadline to April 1 with the opposition due April 8 and argument on April 10, 2020. There being no opposition, COURT ORDERED, motions RESET. Colloquy regarding stipulation to increase the number of depositions. Mr. Parker stated it was 30 and 30. Court stated Mr. Prince was supposed to prepare the order. If Mr. Bice needs relief from the order he can enter into a stipulation. Matter concluded.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 27, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 27, 2020

11:41 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The parties are reminded that it is critical that courtesy copies be provided at least one judicial day before the hearing. Currently the only firm complying is Bailey Kennedy.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 2-27-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 28, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 28, 2020

3:00 AM

**Motion to Seal/Redact
Records**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) DH Flamingo's motion to redact portions of its opposition to Essence's motion for protective order regarding NRCP 30(b)(6) and seal exhibits 3, 4, and 5 is deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

3-6-20 9:00 AM MOTION TO VOLUNTARILY DISMISS AND/OR DROP
SERENITY WELLNESS CENTER, LLC AS PLAINTIFF ON ORDER SHORTENING TIME

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-20-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE
WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR

FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM...

...ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...DEPARTMENT OF TAXATION'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...CLEAR RIVER'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFF'S OPERATIVE COMPLAINTS...

...DEEP ROOTS MEDICAL LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION TO DISMISS, OR ALTERNATIVELY, MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE

COMPLAINTS...

...WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...CIRCLE S FARMS LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS OPERATIVE COMPLAINTS...

...PURE TONIC CONCENTRATES LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...DEFENDANT JORGE PUPO'S MOTION TO DISMISS (RURAL REMEDIES)...

...DEFENDANT JORGE PUPO'S MOTION TO DISMISS (NEVADA WELLNESS)...

...STATUS CHECK: TRIAL READINESS

3-26-20 9:15 AM PRE TRIAL CONFERENCE

4-3-20 9:00 AM MOTION TO QUASH, OR IN THE ALTERNATIVE, MOTION FOR PROTECTIVE ORDER, FOR SUBPOENA DUCES TECUM TO THE CUSTODIAN OF RECORDS OF AT&T WIRELESS

4-14-20 9:30 AM CALENDAR CALL

4-20-20 1:30 PM JURY TRIAL

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-3-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

February 28, 2020

A-19-787004-B

In Re: D.O.T. Litigation

February 28, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Louisa Garcia

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barr, Jeffrey F.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Lovelock, Nicole E.	Attorney
MILLER, BEN	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Savage, John J.	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Steve Shevorski, Esq., and Michele Briggs, Esq., present on behalf of the Office of the Attorney General.

Following arguments by counsel, COURT stated its findings and ORDERED, as follows:

Motion to Withdraw as Counsel for Blue Coyote Ranch, LLC, There being no opposition, COURT ORDERED, Motion GRANTED. Mr. Vlastic to include language from EDCR 7.42 and all dates for pretrial compliance under Rule 16 and the trial Order.

Plaintiffs/Petitioners Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and for an Order Allowing Service by Electronic Means Only, COURT ORDERED, Motion GRANTED.

Solace Enterprises LLLP's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate, COURT ORDERED, Motion GRANTED.

Harvest of Nevada LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate, COURT ORDERED, Motion GRANTED.

Franklin Bioscience NV LLC's (1) Joinder and Non-Opposition to Plaintiffs/Petitioners' Motion for Voluntary Dismissal of Certain Defendants/Respondents with Prejudice and (2) Revocation of Statement of Intent to Participate, COURT ORDERED, Motion GRANTED.

Nevada Wellness Center, LLC's Joinder to Plaintiff/Petitioners/Counter-Defendant D.H. Flamingo Inc., and Inyo Fine Cannabis Dispensary LLC's Motion for Voluntary Dismissal of Certain Defendant/Respondents with Prejudice and for an Order Allowing for Service by Electronic Means Only, COURT ORDERED, Motion GRANTED.

Colloquy regarding discovery and scheduling.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 02, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 02, 2020

10:19 AM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bice, Todd L	Attorney
Fetaz, Maximilien D.	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Smith, Jordan T., ESQ	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- Mr. Hawkins present with Mr. Parker.

Mr. Dzarnoski advised Mr. Bice is asking Mr. Stewart for opinions as counsel independent of his position as a 30(b)(6) representative, more like personal opinion, or expert testimony or a percipient witness. Court reporter read the last question, i.e. what the word prospective meant to the witness. Court asked counsel to elaborate. Mr. Dzarnoski explained the context was that Mr. Bice was asking about an interpretation of NRS 453D.200(6); a question was asked as to what Mr. Stewart believed "prospective owner" covered when he was involved in submitting applications. Upon Court's inquiry regarding the scope of the 30(b)(6) designation, Mr. Dzarnoski replied it does not involve his applications. Mr. Bice disagreed with counsel's characterization; Mr. Stewart is a board member; he is the designee, so he has personal knowledge in addition to being a corporate representative; the fact

that they have personal percipient knowledge and are also a 30(b)(6) designee does not place their personal knowledge off limits; Mr. Stewart has already testified that he participated in the applications and reviewed them, and he asked Mr. Stewart about what he understood as to who the owners were and how they had to be submitted, because in the deposition topics, changes in ownership between the submittal of the application and the award of the application are being talked about; Mr. Stewart is the 30(b)(6) the other side identified. Upon Court's inquiry, Mr. Bice stated the designations says, "any changes in your ownership between the submission of your application on December 6, 2018 including the date of each change, how the ownership changed, and any communications to the D.O.T. regarding that change." Mr. Dzarnoski advised that the topic is asking for somebody to testify as to changes of ownership from the date the application that was filed until the license grant on December 6, but Mr. Bice's questions relate to the application prior to submission and what is in the initial application as opposed to any changes in the ownership; Mr. Bice is asking the witness as a lawyer his interpretation of "prospective owner" within the context of the applications themselves.

COURT ORDERED, to be able to answer the question one also has to have an understanding of what was in the application and talk about any changes that were made; the Court will allow the witness to answer this particular question; however, counsel is reminded to ask only questions as to a 30(b)(6) and they must fall only within the designated topics. Mr. Dzarnoski requested clarification from the Court, stating that it is not fair game to ask questions related to personal knowledge that is not covered by the 30(b)(6). COURT NOTED that Mr. Stewart was not noticed as an individual but was noticed as a 30(b)(6); however, to the extent that his personal knowledge impacts his position as a 30(b)(6) and he has relevant information to the topics that are within the scope of the 30(b)(6), he should answer those questions; however, counsel will not go on a goose chase for things that are not part of the 30(b)(6) notice. Mr. Bice noted for the record that Mr. Dzarnoski took the exact opposite position on his company's 30(b)(6) which he finds highly ironic.

3-6-20 9:00 AM MOTION TO VOLUNTARILY DISMISS AND/OR DROP
SERENITY WELLNESS CENTER, LLC AS PLAINTIFF ON ORDER SHORTENING TIME

3-16-20 9:00 AM STATUS CHECK: TRIAL READINESS

3-20-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE
WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S
OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND
COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO

MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM...

...ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...DEPARTMENT OF TAXATION'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...CLEAR RIVER'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFF'S OPERATIVE COMPLAINTS...

...DEEP ROOTS MEDICAL LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION TO DISMISS, OR ALTERNATIVELY, MOTION FOR JUDGMENT ON PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...DEFENDANT-INTERVENOR,NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO ESSENCE ENTITIES MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...THRIVE'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR, ALTERNATELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS...

...CIRCLE S FARMS LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS OR

ALTERNATIVELY, MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PLAINTIFFS
OPERATIVE COMPLAINTS...

...PURE TONIC CONCENTRATES LLC'S JOINDER TO ESSENCE ENTITIES' MOTION TO DISMISS
OR, ALTERNATIVELY MOTION FOR JUDGMENT ON THE PLEADINGS OF ALL PLAINTIFFS'
OPERATIVE COMPLAINTS...

...DEFENDANT JORGE PUPO'S MOTION TO DISMISS (RURAL REMEDIES)...

...DEFENDANT JORGE PUPO'S MOTION TO DISMISS (NEVADA WELLNESS)...

...STATUS CHECK: TRIAL READINESS

3-26-20 9:15 AM PRE TRIAL CONFERENCE

4-3-20 9:00 AM MOTION TO QUASH, OR IN THE ALTERNATIVE, MOTION
FOR PROTECTIVE ORDER, FOR SUBPOENA DUCES TECUM TO THE CUSTODIAN OF
RECORDS OF AT&T WIRELESS

4-14-20 9:30 AM CALENDAR CALL

4-20-20 1:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 05, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 05, 2020

5:00 PM

Telephonic Conference

witness required to
respond

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

DelCarmen, Jennifer A.

Attorney

Dzarnoski, Mark S.

Attorney

Levin, Akke

Attorney

Smith, Jordan T., ESQ

Attorney

Zornes-Vela, Madison

Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney for Wellness Connection.

Counsel advised they are at the deposition of Jeremy Thompson, 30(b)(6) designee for Medifarm and Medifarm IV.

Arguments by counsel regarding the scope of the designation, Mr. Dzarnoski's instruction not to answer, and that Mr. Thompson has been an attorney at Clark Hill. COURT ORDERED, its decision is not supposed to replace the deponent's position and the findings of fact and conclusions of law are not a factual basis for a 30(b)(6) witness for actual factual knowledge. Court suggested that this matter be discussed tomorrow, and ORDERED, the Court is NOT SUSPENDING the deposition but that the parties can do what they can do; the witness is REQUIRED to respond; anything told to the client will be subject to examination / discussion under Brightsource.

Court further acknowledged receipt of the proposed trial protocol by Mr. Smith.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 06, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 06, 2020

9:00 AM

Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dickey, Joshua M.	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Levin, Akke	Attorney
Lovelock, Nicole E.	Attorney
Miller, Ross J.	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney

Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Taylor Simpson, Bar No. 13956, for Serenity Wellness.

Ms. Lovelock, Mr. Graf, Ms. Higgins, Mr. Gamble, Mr. Williamson, and Mr. Christiansen appeared by telephone.

COURT ORDERED, OST related to Greenmart witnesses SET for March 13, 2020 at 9 am. Court addressing Ms. Shell NOTED that if the Court orders those witnesses compelled she needs to have them on short notice. Proposed OST signed in open court and returned to Mr. Rulis for filing.

With regards to the motion to dismiss Serenity, Mr. Wight advised they filed an opposition; however, there was discussion today in Mr. Koch's office and counsel. Mr. Wight stated they will agree with dismissal as long as the order contains a dismissal with prejudice and that the Defendants have not waived any right to pursue fees and costs if successful at trial. Mr. Simpson advised he was not prepared for this discussion and that he did receive a text along those lines. COURT ORDERED, motion OFF CALENDAR and the Court will await the parties' stipulation, noting the agreement reached on the terms of dismissal.

With regards to the trial protocol, COURT DIRECTED the Clerk to email the trial protocol and electronic exhibit list template to the parties. Court and counsel discussed details of the trial protocol. COURT DIRECTED Mr. Smith to serve this on everyone signed up for e-service, and if anyone has comments the Court would love to have them Monday afternoon or Tuesday morning; to the extent that the parties cannot reach an agreement, the Court will resolve those for them. Court noted 1983 claims will be part of a subsequent protocol.

With regards to yesterday's 30(b)(6) deposition, Mr. Bice explained that the witness had no facts and had never looked at documents other than the Court's findings; counsel cannot instruct a witness not to answer unless there is a privilege issue. Mr. Dzarnoski provided the Court with the 30(b)(6) notice and the exhibits that were entered at the deposition, noting that topics 5, 6, 7, and 8 were what they discussed. COURT ORDERED, notice MARKED as Court's Exhibit 1 for today. (See worksheet.) Mr. Dzarnoski further explained these are contention interrogatories. Mr. Dzarnoski further requested additional time, or until Monday, to prepare a new 30(b)(6) witness instead of Mr. Thompson; they did suspend the deposition last night, reserving time for the Defendants. COURT DIRECTED counsel to consult with their people and have an actual detailed plan as to the nature of the individual that they want to supplement the designation with and the additional work that needs to be done. COURT RECESSED to give the parties and court staff a break. Mr. Parker leaves.

Proceeding resumed. Mr. Dzarnoski advised he has a plan: they would like the deposition that was

suspended yesterday on Medifarm on topics 5, 6, 7, 8, and 19 to be resumed sometime next week, and they will have a 30(b)(6) witness, who will likely not be Mr. Thompson. Mr. Bice objected to an attempted do-over as they have 27 depositions next week. COURT ORDERED, Mr. Dzarnoski is free to change the person designated to opine on those topics; for depositions that have yet to occur they are welcome to change designees; if changing theories, that will be determined on motion practice. Colloquy regarding witness scheduled for today. COURT ORDERED, parties can submit a joint exhibit list, not a phase by phase, and April 15, 2020 is okay. COURT ORDERED, exhibits to be reviewed by I.T. on April 17, 2020.

**DISTRICT COURT
CLARK COUNTY, NEVADA****Other Business Court Matters****COURT MINUTES****March 06, 2020**

A-19-787004-B

In Re: D.O.T. Litigation

March 06, 2020**11:55 AM****Telephonic Conference****HEARD BY:** Gonzalez, Elizabeth**COURTROOM:** RJC Courtroom 03E**COURT CLERK:** Dulce Romea**RECORDER:** Jill Hawkins**REPORTER:****PARTIES****PRESENT:**

Hunt, John A

Attorney

Smith, Jordan T., ESQ

Attorney

JOURNAL ENTRIES

- Mr. Hunt advised 19 topics are identified in the 30(b)(6); Mr. Smith said that the question he presented fell under category 13, which asks about any changes in ownership between submission of the application and December 6, 2018; the pending question was what the ownership interest was at the inception. Court Reporter read the question into the record at counsel's request. Court noted this was the same question the Court previously ruled on. Mr. Smith advised the question simply was, "For what purpose was the entity formed?" and he got an instruction not to answer. Mr. Hunt responded that he did not instruct his client not to answer; what he said was that Mr. Smith identified that the question related to topic 13, but it does not have anything to do with it. COURT ORDERED, if counsel is not instructing the witness not to answer, then the witness will answer the question and the parties will move on. Mr. Smith stated that the problem he has is a long, speaking objection and that Mr. Hunt is telling him to go topic by topic and announce each topic before he moves on instead of asking questions; Mr. Hunt dictating the method of his examination will simply not fly. COURT ORDERED, counsel can ask the questions in any order he wants; however, since this is a 30(b)(6) witness, it has to fall arguably within the scope of the categories; the Court will give counsel some leeway but counsel needs to focus on the scope of the 30(b)(6) designation.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 13, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 13, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Shannon Reid

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Reichenberg, Catherine A.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Savage, John J.	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney

Williamson, Richard D.

Attorney

JOURNAL ENTRIES

- Christian Balducci, ESQ present on behalf of Scot Rutledge and Lucy Flores.

MOTION FOR PROTECTIVE ORDER AND TO QUASH THE DEPOSITION SUBPOENAS TO SEQUOIA TURNER, ALICIA ABERNATHY AND LESLIE BROSSEAU ON AN ORDER SHORTENING TIME

Arguments by Mr. Bice and Mr. Dzarnoski regarding the merits and opposition of the Motion. COURT ORDERED, the depositions may be taken if Counsel wants them counted against their 30, they will be limited to 45 minutes each and limited to: when the individual became an employee, officer or director, when they became aware they were an employee officer of director and when they were no longer an employee, office or director.

PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME

Arguments by Mr. Parker and Mr. Graf regarding the merits and opposition of the Motion. COURT ORDERED, Motion GRANTED as they were still listed as owners on the State's website. Mr. Graf requested a stay on the Order to file a Writ. COURT ORDERED, request for Stay GRANTED for 5 days.

MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE LUCY FLORES AND SCOT RUTLEDGE FOR DEPOSITION...NEVADA WELLNESS CENTER, LLC'S JOINDER TO MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE LUCY FLORES AND SCOT RUTLEDGE FOR DEPOSITION AND MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION

Arguments by Mr. Kemp, Ms. Shell Mr. Balducci regarding the merits and opposition of the motion. COURT ORDERED, Motion GRANTED as to Scot Rutledge and Lucy Flores; depositions will be limited to 45 minutes each and limited to when they became advisory board members, when they became aware they were advisory board members, how they became advisory board members, what they did as advisory board members and when they were no longer advisory board members if they're no longer advisory board members.

Court noted the current ongoing health concerns related to COVID 19 and encouraged counsel to accommodate depositions that were currently pending via video conference if at all possible. Mr. Christiansen advised he had conferred with Ms. Shell and requested to move these despositive

motions one week. COURT SO ORDERED. Court instructed Mr. Parker to file a written separate motion with respect to depositions regarding Kenneth Lee and Hae Lee. Court expressed its concerns regarding having the proper documentation to the expert witnesses for depositions and instructed counsel to construct a unique numbering system for the documents in place for all parties. Upon Court's inquiry as to whether all parties would be agreeable to moving the designation date for deposition designation for those who are not going to appear live for health concerns to April 3rd, no parties had opposition. Colloquy regarding videoconferencing and scheduling of motion practice. COURT ORDERED. Motions calendared for March 20, 2020 RESET.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 17, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 17, 2020

11:00 AM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Lorna Shell

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kemp, William Simon	Attorney
Parker, Theodore	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Also present were Dominic Gentile, Esq. representing Serenity Pltf.'s, John Hunt, Esq. representing Serenity Pltf.'s, Diane Welch, Esq., Vernon Nelson, Esq., and Corrine Murphy, Esq.

Mr. Bice stated they had a number of depositions scheduled or should be scheduled and a number of them pertain to known parties, that the Deft.'s were reluctant to require Court Reporters, etc. to those meetings and inquired if the trial date stands or if there should be a 14 day pause.

There being no objection by counsel present, COURT ORDERED, 14 day Hiatus GRANTED.

There being no objection to Mr. Bice's Motion to Extend Time for Green Therapeutics to File Its Joinder to All Oppositions to Essence Entities' Motion to Dismiss or Alternatively Motion for Judgment on the Pleadings of all Plaintiff's Operative Complaints and its Opposition to All Joinders to Essence Entities' Motion Nunc Pro Tunc and Request for Order Shortening Time, COURT ORDERED, Motion GRANTED; Hearing VACATED from the March 18, 2020 calendar.

Colloquy regarding hearings set on an Order Shortening Time and the Court's request for the parties set all hearings on the same day each week, the trial date, and the Department of Taxation's award of licenses. Court ADVISED counsel would be updated as soon as the Court had an answer for them regarding the licenses.

COURT ORDERED, 14 day HIATUS on all depositions.

Court ADVISED counsel that future motions would be read and a decision made if additional arguments were needed; however if no arguments was necessary the Court would rule by Minute Order. Court stated counsel should contact Dan Kuinac if they wished to appear at the Bench Bar Meeting as it was going forward telephonically.

Upon inquiry by Rusty Graff, Esq. regarding a request for a hearing transcription, Patti Slattery, Court Recorder, advised the hearing had already been sent to an outside transcriber.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 19, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 19, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Alice Jacobson

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Ashcraft, Alicia R.	Attorney
Barraza, Danielle J.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kennedy, Dennis L.	Attorney
Koch, David	Attorney
Mikhaylov, Kirill V.	Attorney
MILLER, BEN	Attorney
Nelson, Vernon A.	Attorney
Parker, Theodore	Attorney
Rose, L. Christopher	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney

Welch, Diane L., ESQ

Attorney

JOURNAL ENTRIES

- Lone Mountain Partners, LLC S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

Defendant's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications

Department of Taxation's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of All Plaintiffs' Operative Complaints

Clear River's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on Pleadings of all Plaintiff's Operative Complaints

Essence Entities; Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

Pure Tonic Concentrates LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternatively Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

Circle S Farms LLC S Joinder To Essence Entities Motion To Dismiss Or Alternatively, Motion For Judgment On The Pleadings On All Plaintiffs Operative Complaints

Lone Mountain Partners LLC's Joinder to the Essence Entities' Opposition to MM Development Company Inc's and Livfree Wellness LLC's Motion for Summary Judgment or for Writ of Mandamus; and Countermotion for Summary Judgment

Lone Mountain Partners, LLC's Joinder to the Department of Taxation's Opposition to Motion for Summary Judgment or for Writ of Mandamus and Countermotion for Summary Judgment

Defendant Intervenor Helping Hands Wellness Center, Inc. s Joinder To Nevada Organic Remedies Opposition To Motion For Summary Judgment, Joinder to Lone Mountain Partners, LLC s Opposition to Motion for Summary Judgment and Countermotion For Summary Judgment, Joinder to Greenmart of Nevada NLV, LLC s Opposition to Motion for Summary Judgment, Joinder to the Essence Entities Opposition to Motion for Summary Judgment, Joinder to State of Nevada Opposition to Motion for Summary Judgment and Countermotion for Summary Judgment

Status Check: Trial Readiness

Deep Roots Medical LLC'S Joinder to Essence Entities' Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

GreenMart of Nevada NLV LLC's Joinder to The Essence Entities' Motion to Dismiss, or Alternatively, Motion for Judgment on Pleadings of All Plaintiffs' Operative Complaints

Defendant-Intervenor, Nevada Organic Remedies, LLC'S Joinder to Essence Entities Motion to Dismiss Or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies)

Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness)

Thrive's Joinder to Essence Entities' Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints

Wellness Connection of Nevada, LLC's Joinder to Essence Entities' Motion to Dismiss or, Alternately, Motion for Judgment on the Pleadings on All Plaintiffs' Operative Complaints

Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless

DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time

Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time

AS TO:

DH Flamingo, Inc.'s Motion For Voluntary Dismissal With Prejudice of First Amended Complaint and Petition for Judicial Review and/or Writs of Certiorari, Mandamus, and Prohibition on an Order Shortening Time. Mr. Kennedy argued for a dismissal with prejudice which no fees and costs would be paid. Opposition by Mr. Rose. Argument regarding the order be conditional to still seek fees and costs. Mr. Graff joined in the opposition. COURT ORDERED, motion GRANTED; DISMISSED WITH PREJUDICE. Court noted that the counterclaims would not be impacted.

AS TO:

Essence Entities; Motion to Dismiss or, Alternatively, Motion for Judgment on the Pleadings of all Plaintiffs' Operative Complaints. Mr. Bice argued for dismissal; the application process; and there was no standings to challenge the licenses. Opposition by Mr. Chistiansen, Mr. Gamble, Mr. Bult, Mr. Kemp, and Mr. Parker. COURT ORDERED, motion DENIED. Court finds they had a right to expect

fairness, therefore, they have a right to challenge the process. Mr. Gentile to prepare the order.

AS TO:

Defendant Jorge Pupo's Motion to Dismiss (Rural Remedies); Defendant Jorge Pupo's Motion to Dismiss (Nevada Wellness). Ms. Welch argued for dismissal as Mr. Pupo was in the course and scope of duty; there were no property rights; the recreational marijuana license property interest; and that he had qualified immunity. Opposition by Mr. Parker, and Mr. Gamble. COURT ORDERED, motion DENIED. Court instructed counsel to file an amended pleading which included more specificity. To be submitted to the court within 10 days. Mr. Parker to prepare the order.

AS TO:

Motion to Quash, or in the Alternative, Motion for Protective Order, for Subpoena Duces Tecum to the Custodian of Records of AT&T Wireless. Ms. Welch argued to quash; as they were not entitled; the information was not relevant to this litigation; therefore, it should be exempt. Opposition by Mr. Gentile. Argument regarding the application process and outside relationships. COURT ORDERED, motion to quash DENIED; GRANTED as to the Protection Order regarding toward family members. COURT ORDERS all production of material be given to Ms. Welch for her review for any confidential or privileged information. The Carrier is to provide phone numbers, times, dates, and the nature if it was a text or phone call. Ms. Welch is to further submit a log to the Court of privileged or confidential information- not to be based on objections of relevance. Mr. Gentile to prepare the order.

AS TO:

Defendant's Objection and Motion for Protective Order Regarding Subpoenas Duces Tecum to Verizon Communications and Cox Communications. Arguments by Mr. Bice regarding discovery deadlines that were imposed. Opposition by Mr. Gentile. Argument regarding depositions. COURT ORDERED objection SUSTAINED.

AS TO:

Trial setting. Colloquy between the Court and counsel regarding the extension of taxation. COURT ORDERED, it would extend it six months and to be revisited thereafter. Trial date VACATED. Matter SET for trial setting 4/3/20 9:00am.

AT TO:

Plaintiff Nevada Wellness Center, LLC s Motion to Compel GreenMart of Nevada NLV, LLC to Produce Kenneth Lee and Hae Lee for Deposition on Order Shortening Time, COURT ORDERED, matter CONTINUED to 3/27/20 Chambers calendar so the Court could review the Opposition.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 24, 2020

8:00 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the Pre Trial Conference set for Thursday, March 26, 2020 is hereby VACATED and will be rescheduled after the public health crisis.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-24-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

March 27, 2020

A-19-787004-B

In Re: D.O.T. Litigation

March 27, 2020

3:00 AM

Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court notes response filed by Ms. Gordon on behalf of the Lees related to Nevada Wellness' Motion to Compel Greenmart. COURT ORDERED, matter CONTINUED for 2 weeks for an update from counsel related to the depositions. Mr. Parker to call Ms. Gordon and provide status report.

...4-10-20 - CHAMBERS

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 3-30-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 01, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 01, 2020

2:00 PM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Parker, Theodore	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Smith, Stephanie J.	Attorney
Stout, Kelly B,	Attorney
Welch, Diane L., ESQ	Attorney

JOURNAL ENTRIES

- Court noted this started with Mr. Gentile's request to "Dan" (Judicial Executive Assistant) to move some deadlines; Mr. Hunt then sent the Governor's Directive 009 which the Court was unaware of until the Court read it; the Court's original indication was that if the parties all stipulated, the Court would be happy to move the deadlines; after reading the Governor's Directive, the Court believes the opposite is true, and the Court should not proceed on anything unless all of the parties stipulate that the Court proceed on something. Mr. Kemp advised that he stipulates to Mr. Gentile's request. Colloquy regarding pending motions, proposed extension, and the Governor's directives. Upon counsel's inquiry, Court noted it does not think it can reset a trial after reading the Governor's order and in the absence of a stipulation. COURT DIRECTED the parties to plan to have a status conference only this Friday and provide an update to the Court with additional information that they obtain; if everyone decides to reset other motions, the Court can discuss scheduling those; the Court can also discuss resetting the evidentiary hearing or trial if they are in a position to do so. Mr. Parker inquired whether everyone is agreeing on the phone or if something in writing needs to be done. COURT NOTED that there is a record and that the Court does not think a status conference would violate the Governor's order. Mr. Parker stipulated to having a conference this Friday and inquired whether a meet-and-confer among the parties would be helpful. Court directed Mr. Fetaz to contact the Judicial Executive Assistant. COURT ORDERED, extension GRANTED; oppositions DUE on April 17, 2020 and replies DUE on May 1, 2020. Further colloquy regarding the Governor's directives and amended notices of deposition. Court suggested it would be helpful for the parties to have a meet-and-confer prior to the status conference and directed the parties to notify the Court if they need more time than Friday.

CLERK'S NOTE: Minutes prepared from JAVS. / dr 4-13-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 03, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 03, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Kennedy, Dennis L.	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Lovelock, Nicole E.	Attorney
MILLER, BEN	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney

Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Smith, Stephanie J.	Attorney
Stout, Kelly B,	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Mr. Parker advised that his client Frank Hawkins was also present.

All parties participated by telephone.

PROPOSED ORDERS SHORTENING TIME: There being no objection, COURT ORDERED, the orders shortening time on Mr. Graf's motion for reconsideration, Mr. Parker's motion to compel, and Ms. Welch's objection and motion to quash subpoena served on ATT are APPROVED and SET for Friday, April 10, 2020.

MOTION TO MODIFY PRELIMINARY INJUNCTION: Upon Court's inquiry, Mr. Gentile confirmed they filed a notice of withdrawal of this motion. COURT ORDERED, motion WITHDRAWN. Upon the inquiry of Mr. Rose, COURT confirmed that any joinders are also taken off calendar.

MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...

...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT: Pursuant to parties' agreement, COURT ORDERED, motion and oppositions thereto CONTINUED to May 8, 2020.

MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND/OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM: Following arguments by Mr. Rulis and Mr. Kennedy, COURT ORDERED, motion DENIED. While the Court believes there are two avenues this claim could have been brought a counter claim to a counter claim is appropriate, and, given the standards for pleading, it is appropriately pled at this time.

QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS: Following arguments by Mr. Christiansen, Ms. Levin, Mr. Koch, and Mr. Parker, COURT ORDERED, the petition is premature, and the issue is not yet ripe; it will be addressed at the time of trial and may be argued in the second phase. Petition DENIED WITHOUT PREJUDICE.

STATUS CHECK: RESET TRIAL DATE: COURT ORDERED, matters set on April 20, April 17, with the exception of the motions to compel and the motion to associate on April 17, as well as the matters on April 27 are all RESET on May 8, 2020. Court inquired as to how long the parties will need to complete discovery after the public health emergency. Mr. Kemp advised that he thinks it will take at least two weeks, and Mr. Bice agreed. Mr. Gentile advised he has no problem with the 2-week period but that perhaps this is something they need to talk about. Court noted the Governor has said that everyone should stay home until April 30; if the depositions do not go forward because of that and social distancing the Court will not force people to appear for their deposition. Mr. Gentile agreed with the 2-week timeframe and moving his side's depositions. Mr. Parker noted there may be more than 10 depositions; unless the parties agree to double track again he does not think they can complete those within 10 business days. Mr. Kemp concurred there are more than 10 depositions, but given the time limits he thinks they can be done within 10 business days. Colloquy regarding remaining depositions and noticing them. Mr. Schwarz noted that deponents may be in other states that may have travel restrictions. Upon Mr. Rose's inquiry, Court noted it will not order any depositions; the Court will grant a protective order if someone asked, but if the parties come up with a system the Court will allow them to do so. Mr. Gentile stated he will postpone Conner's and Pupo's. Upon Mr. Rose's inquiry, Mr. Rulis stated MM will move next week's depositions as well. Mr. Dzarnoski advised that Conner's and Pupo's deposition may impact the motion for summary judgment. Court noted the deadline has not changed; if they impact the motion for summary judgment counsel to include it in the language of their opposition. Upon Mr. Schwarz's inquiry, COURT NOTED that with regards to the motions in limine relating to experts whose depositions have not yet been taken, the Court will work with the parties, but other motions should have already been filed. COURT FURTHER NOTED that it is currently not going to reset trial on the June stack as everyone waits to find out what happens.

COURT ORDERED, April 20, 2020 trial VACATED.

4-10-20 CHAMBERS PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA NLV, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME

4-10-20 9:00 AM CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME...

...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME...

...DEFENDANT PUPPO'S OBJECTION AND MOTION TO QUASH SUBPOENA DUCES TECUM

SERVED ON AT&T AND REQUEST FOR ATTORNEY'S FEES ON ORDER SHORTENING TIME

4-17-20 CHAMBERS CONSOLIDATED PARTY'S APPLICATION FOR ASSOCIATION OF
COUNSEL UNDER NEVADA SUPREME COURT RULE 52

4-17-20 9:00 AM ETW MANAGEMENT GROUP LLC'S MOTION TO COMPEL...
...PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS

5-8-20 9:00 AM MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE
WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS...
...THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND
LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF
MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO
MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR
SUMMARY JUDGMENT...
...DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR
FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S
OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND
COUNTERMOTION FOR SUMMARY JUDGMENT...
...LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR
SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR
SUMMARY JUDGMENT...
...DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO
NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION FOR SUMMARY JUDGMENT,
JOINDER TO LONE MOUNTAIN PARTNERS, LLC S OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO
GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY
JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT...
...RURAL REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...
...JOINDER TO RURAL REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...
...MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL
AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT
TO NRS 453D.210(6)...
...DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO MOTION FOR PARTIAL SUMMARY
JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL
AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)...
...THRIVE'S JOINDER TO NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PARTIAL
SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON

IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)...

...DEPARTMENT OF TAXATION'S JOINDER TO DEFENDANT-INTERVENOR, NEVADA ORGANIC REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO NEVADA ORGANIC REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO NEVADA ORGANICS REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT BASED ON DIVISION OF INTERNAL AUDIT'S FINAL REPORT ON IMPARTIAL AND OBJECTIVE LICENSING PROCESS PURSUANT TO NRS 453D.210(6)...

...DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...THRIVE'S JOINDER TO DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...THE ESSENCE ENTITIES' JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF...

...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF...

...PLAINTIFF'S NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF...

...JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON THE THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF...

.....RURAL REMEDIES, LLC S JOINDER IN NEVADA WELLNESS CENTER, LLC'S MULTIPLE MOTIONS FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...CLEAR RIVER LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...CIRCLE S FARMS LLC'S LIMITED JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' FEDERAL AND STATE CONSTITUTIONAL CLAIMS...

...THE ESSENCES ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...DEEP ROOTS' JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT...

...CLEAR RIVER LLC'S JOINDER TO LONE MOUNTAINS PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT...

...DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT...

...CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT...

...DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS...

...CLEAR RIVER LLC'S JOINDER TO DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' MANDAMUS CLAIMS...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFF'S MANDAMUS CLAIMS...

...CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS MANDAMUS CLAIMS...

...DEPARTMENT OF TAXATION'S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS' CLAIMS FOR DAMAGES...

...CIRCLE S FARMS LLC S JOINDER TO DEPARTMENT OF TAXATION S MOTION FOR SUMMARY JUDGMENT ON PLAINTIFFS CLAIMS FOR DAMAGES...

...GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...CLEAR RIVER, LLC'S JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...THRIVE'S JOINDER TO GREENMART OF NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...THE ESSENCE ENTITIES' JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO GREENMART OF NEVADA LLC'S

MOTION FOR SUMMARY JUDGMENT...

...QUALCAN LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...JOINDER TO QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...RURAL REMEDIES, LLC'S JOINDER IN QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...NATURAL MEDICINE LLC'S JOINDER TO QUALCAN'S MOTION FOR SUMMARY JUDGMENT AS TO THE ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO VARIOUS BRIEFS...

...DEFENDANT'S MOTION FOR CASE TERMINATING SANCTIONS...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO ESSENCE ENTITIES' MOTION FOR CASE TERMINATING SANCTIONS...

...DEFENDANT DEEP ROOTS' JOINDER TO MOTION FOR CASE TERMINATING SANCTIONS...

...CLEAR RIVER LLC'S JOINDER TO ESSENCE ENTITIES MOTION FOR CASE TERMINATING SANCTIONS...

...CIRCLE S FARMS LLC S JOINDER TO THE ESSENCE ENTITIES MOTION FOR CASE TERMINATING SANCTIONS...

...STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY...

...ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE...

...CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO ESSENCE ENTITIES MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE...

...CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION IN LIMINE TO PRECLUDE PLAINTIFFS FROM ADMITTING EVIDENCE CONTRARY TO THEIR NRCP 30(B)(6) DESIGNEE...

...MOTION TO SEAL EXHIBIT 2 TO ESSENCE PARTIES' OPPOSITION TO MOTION TO MODIFY PRELIMINARY INJUNCTION...

...NATURAL MEDICINE LLC'S JOINDER TO NEVADA WELLNESS, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 10, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 10, 2020

3:00 AM

Motion to Compel

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT NOTED, Mr. Parker reported in open court Ms. Gordon providing dates for the Lee deposition.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-13-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 10, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 10, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Louisa Garcia

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barraza, Danielle J.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Davis, Stephen	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney

Welch, Diane L., ESQ
Williamson, Richard D.

Attorney
Attorney

JOURNAL ENTRIES

- CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME .PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME

All counsel participated via court call. Following arguments by Mr. Graff and Mr. Parker in support of their respective positions, COURT ORDERED, Motion for Reconsideration, GRANTED. COURT ADVISED the change of ownership letter dated April 19, 2019 was new information. The witnesses do not need to be produced by Clear River, however, it does not preclude Mr. Parker from taking their deposition, noting Clear River was not required to produce them given the change of ownership in April, 2019.

As to Plaintiff's Motion to Compel, COURT stated its findings and ORDERED, Motion GRANTED. Court advised Mr. Graff he did not comply with the Nevada Supreme Court rules on sealing and redacting court records. COURT FURTHER ORDERED, Mr. Graff to produce documents within ten (10) days and to notify parties pursuant to paragraph 13 of the stipulated protective order in case A714476 of this Court's order, so if challenged, the Court can hear it immediately.

Court advised there are a number of motions set on May 8, and it would like to do them in segments. It would like counsel, as a group, after the reply briefs are filed, to provide the Court with a proposed list of the schedule so the Court can determine how the parties are going to do the hearings.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 15, 2020

1:08 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the request for Order Shortening Time by Clear River for its motion to dismiss ("Defendant in Intervention, Clear River, LLC's Motion to Dismiss (1) Nevada Wellness Center, LLC's Second Amended Complaint in Intervention, Petition for Judicial Review or Writ Of Mandamus; (2) Strive Wellness' Complaint; (3) Rural Remedies' Amended Complaint; (4) Qualcan's Amended Complaint; (5) High Sierra Holistics' Complaint and, (6) Natural Medicine's Complaint for Failing to Comply with NRS 233b.130(2)(D)") is DENIED. The motion may be scheduled on the normal course.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 17, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 17, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Davis, Stephen	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ	Attorney
Stout, Kelly B,	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- All parties appeared by telephone.

CONSOLIDATED PARTY'S APPLICATION FOR ASSOCIATION OF COUNSEL UNDER NEVADA SUPREME COURT RULE 52: COURT ORDERED, motion RESET from the chambers calendar on this morning's calendar and GRANTED as unopposed. By accepting this admission, Counsel agrees to submit to jurisdiction and appear without subpoena for any proceedings required by the Court which relate to Counsel's conduct in this matter including motions, depositions, and evidentiary hearings. SCR 42(13)(a).

ETW MANAGEMENT GROUP LLC'S MOTION TO COMPEL...PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS: Following arguments by Mr. Bult, Mr. Bice, Mr. Wight, Mr. Graf, Mr. Gutierrez, Ms. Shell, and Mr. Parker, COURT ORDERED, the meet-and-confer process was adequate. As a result, the Court will proceed with the motion; the text messages do not rise to the level of common interest protection, because they were not in anticipation of legal action or other legal proceedings; they were in the context of the application process, which is not a litigation proceeding; with respect to Greenmart, the identification of the consultant needs TO BE PROVIDED within five (5) days; because of the mixed roles of the attorneys in giving legal and business advice, those attorneys who assisted in the process needs to have those communications reviewed in camera; the parties may SUPPLEMENT their privilege logs related to attorney-client privilege within five (5) days; after the five-day period, ETW will review any supplemental privilege logs and make a determination as to whether they still have challenges; after that time, which is in about 10 days, ETW will PROVIDE the Court with a status report identifying those particular documents that remain at issue for which an in camera review is requested; if an in camera review is requested, the party who is seeking protection will need to SUBMIT the privilege log in Excel or Word on a thumb drive, the players list, and the redacted and unredacted versions of the documents for which they are seeking protection; those will be SUBMITTED BY MAIL; the Court and the Judicial Executive Assistant will arrange a way for the Court to review them after they are disinfected, and the thumb drives will be MARKED as Exhibits, SEALED, and placed in the Vault after the Court issues its ruling. Upon Mr. Parker's inquiry, COURT FURTHER ORDERED, it is NOT ORDERING production of the agreements; however, the Court is making a determination that because of the murky nature of the line between business and legal advice, there is no reason that the Court should award fees to any of the parties in this issue.

COURT ORDERED, matter SET for status check on a status report by ETW on May 1, 2020 in chambers. After the Court receives that status report, the Court will issue a separate minute order

identifying the particular documents that need to be provided for in camera review by each of the parties. COURT, addressing Mr. Bice, REITERATED that the text messages need to be produced and that production in a week would be lovely.

COURT FURTHER DIRECTED the parties to come up with a plan on how the motions set on May 8, 2020 will be divided prior to that time; otherwise, 3 days will be needed for these motions. At the request of Mr. Rulis, per discussion and agreement with Ms. Stout, COURT ORDERED, DH Flamingo's motion for summary judgment on MM Development counterclaims CONTINUED from May 8 to May 22, 2020.

5-1-20 CHAMBERS STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

April 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

April 24, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY...EUPHORIA WELLNESS LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME

STRIVE WELLNESS OF NEVADA LLC'S MOTION TO VOLUNTARILY DISMISS AND/OR WITHDRAW STRIVE WELLNESS OF NEVADA'S COMPLAINT IN INTERVENTION AND DISMISS AS PARTY FROM MATTER ENTIRELY: The Court, having reviewed Strive's Motion to Dismiss and the related briefing and being fully informed, GRANTS the motion. Given the limited involvement of Strive, dismissal without payment of fees is appropriate. Counsel for Strive is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing and argument. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order or judgment.

EUPHORIA WELLNESS LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER

SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) Euphoria's Motion to Dismiss is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 4-27-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 01, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 01, 2020

3:00 AM

Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court reviewed ETW's report filed April 27, 2020. NOR, Essence, Thrive, and Clear River to PROVIDE most current privilege log in Excel or MSWord, documents identified in the status report (including unredacted versions), and a player's list to the Court on a USB drive for in camera review of the privilege claims. Matter CONTINUED 2 weeks for a status check on submission/review.

...5-15-20 - CHAMBERS

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-1-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 05, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 05, 2020

10:52 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court spoke to Mr Smith (by answering the phone by accident) about the format of documents for in camera review.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-5-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 08, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 08, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- GREEN LIFE PRODUCTIONS, LLC S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the GreenLife Productions' Motion to be Dismissed is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

DEFENDANT IN INTERVENTION, CLEAR RIVER LLC'S MOTION TO DISMISS (1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND, (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130 (2)(D)...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO CLEAR RIVER LLC'S MOTION TO DISMISS (1) NEVADA WELLNESS CENTER, LLC S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND, (6) NATURAL

MEDICINE S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130 (2)(D)...

...DEPARTMENT OF TAXATIONS JOINDER TO CLEAR RIVER, LLC MOTION TO DISMISS...

...HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS...

...DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS...

...LONE MOUNTAIN PARTNERS, LLC S JOINDER TO DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC S MOTION TO DISMISS: (1) NEVADA WELLNESS CENTER, LLC S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS; (2) STRIVE WELLNESS OF NEVADA, LLC S COMPLAINT; (3) RURAL REMEDIES, LLC S AMENDED COMPLAINT; (4) QUALCAN, LLC S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS, LLC S COMPLAINT; AND (6) NATURAL MEDICINE, LLC S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)...

...WELLNESS CONNECTION OF NEVADA, LLC'S JOINDER TO CLEAR RIVER, LLC'S MOTION TO DISMISS: The Court, having reviewed Clear River's Motion to Dismiss and the related briefing and being fully informed, DENIES the motion. Relation back applies to the amendments. In addition, due to the Department of Taxation s procedures, the deadline may have factual issues on timeliness which may be renewed at trial. Mr. Parker is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order.

NEVADA MEDICAL GROUP, LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Matter RESET from the May 8, 2020 oral calendar. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Nevada Medical Group Motion is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

MOTION TO SEAL EXHIBIT 2 TO ESSENCE PARTIES' OPPOSITION TO MOTION TO MODIFY PRELIMINARY INJUNCTION: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the motion to seal is deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-13-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 08, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 08, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Katherine Streuber

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Fetaz, Maximilien D.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Murphy, Corrine P.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Tew, Jonathan J.	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- As to Motion for Partial Summary Judgment Based on Division of Internal Audit's Final Report on Impartial and Objective Licensing Process Pursuant to NRS 453D.210(6): Argument by Mr. Koch. Argument by Mr. Parker. Argument by Mr. Gentile regarding deposition of their expert. Argument by Mr. Bult. Court stated its findings and ORDERED, Motion DENIED; As to Defendant's Motion for Case Terminating Sanctions: Argument by Mr. Bice. Court inquired whether there were any violations in the notices. Mr. Bice advised there were none. Argument by Mr. Gentile believing no sanctions were not necessary and noted there had been several mediations. Mr. Bult joined in Mr. Gentile's argument and noted ETW parties have been participating in discovery, however, believed parties were not liking the answers given in depositions. Argument by Mr. Parker. Mr. Smith joined in arguments. Further argument by Mr. Bice. Court noted current rule is Plaintiffs are to provide discovery pursuant to 16.1, stated there are significant issues related to 30(b)(6), however, does not rise to the level of sanctions and noted an Evidentiary Hearing could be conducted and ORDERED, motion DENIED; As to Essence Entities' Motion in Limine to Preclude Plaintiffs from Admitting Evidence Contrary to Their NRCP 30 (b)(6) Designee: Argument by Mr. Bice. Argument by Mr. Gentile. Mr. Bult joined in Mr. Gentile's argument. Argument by Mr. Parker regarding evasiveness in deposition. Mr. Christiansen submitted on all arguments. Further arguments by Mr. Bice. COURT ORDERED, motion GRANTED IN PART as to parties' 30 (b)(6) and stated they cannot offer exhibits. As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Federal and State Constitutional Claims: Argument by Mr. Shevorski. Argument by Mr. Savarese. Argument by Mr. Fetaz. Argument by Mr. Parker noting several DOT employees' depositions have not been taken. Mr. Christiansen joined in arguments. Mr. Gamble joined in argument and noted they had not addressed DOT participation. Further argument by Mr. Shevorski. COURT ORDERED, motion GRANTED IN PART to the extent that there is a section 1983 being made, the Department is not a person which does not preclude the parties who have named individuals from proceeding and remainder of the motion is DENIED as it relates to those other constitutional basis; As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Mandamus Claims: Argument by Mr. Levin stating the Plaintiffs have no evidence and believed claims fail as a matter of law. Argument by Mr. Savarese. Argument by Mr. Fetaz. Argument by Mr. Parker requesting change of scoring of applicants. Mr. Christiansen joined in arguments. Argument by Mr. Gamble. Argument by Mr. Rulis believing there had failed to grade them properly and should have been give credit. Further argument by Mr. Levin. COURT ORDERED, motion DENIED; As to Department of Taxation's Motion for Summary Judgment on Plaintiffs' Claims for Damages: Mr. Shevorski submitted on the motion. Court inquired how you figure \$3,500,000.00 without calculations. Argument by Mr. Fetaz and noted they could provide itemization to the Court if needed. Argument by Mr. Shevorski. Argument by Mr. Hunt. Further argument by Mr. Fetaz. Argument by Mr. Parker. Argument by Mr. Christiansen. Argument by Mr. Gamble. COURT ORDERED, motion GRANTED, however, cap does not apply to any one named in 1983 claims.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 11, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 11, 2020

9:00 AM

**Motion to Withdraw as
Counsel**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Pursuant to Administrative Order 20-01, the Court decides this matter without the necessity of oral argument. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e) the Motion to Withdraw is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order including the last known address, email address, and all upcoming dates including all dates for pretrial compliance with NRCP 16.1 within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-11-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 12, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 12, 2020

12:20 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has completed the in camera review of the documents submitted. The submission is MARKED as Court's Exhibit 1 and SEALED as it contains privileged information. The ruling is on Court's Exhibit 2 which may be distributed to all counsel.

CLERK'S NOTE: A copy of this minute order and Court's Exhibit 2 were distributed via Odyssey File and Serve. / dr 5-12-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 15, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- DEFENDANT AGUA STREET LLC & KINDIBLES, LLC'S MOTION TO BE DISMISSED AS PARTIES AND KINDIBLES, LLC'S MOTION TO WITHDRAW NOTICE OF INTENT TO PARTICIPATE; EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), Aqua Street's Motion to be Dismissed as a Party is deemed unopposed. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW: COURT ORDERED, matter CONTINUED to Friday, May 22, 2020 in chambers.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-20-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 15, 2020

8:54 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court is in receipt of the submission by Thrive for in camera review. Counsel to provide a copy of the privilege log in Excel or Word.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 15, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hunt, John A	Attorney
Ireland, Kiel B.	Attorney
Kahn, Jared B	Attorney
Katz, Moorea L.	Attorney
Kennedy, Dennis L.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Smith, Stephanie J.	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- RURAL REMEDIES, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...JOINDER TO RURAL REMEDIES LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...THRIVE'S JOINDER TO DEEP ROOTS MEDICAL, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...THE ESSENCE ENTITIES' JOINDER TO DEEP ROOTS MEDICAL LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO GREENMART OF NEVADA LLC'S MOTION FOR SUMMARY JUDGMENT...

...CLEAR RIVER, LLC'S JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...THRIVE'S JOINDER TO GREENMART OF NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...THE ESSENCE ENTITIES' JOINDER TO GREENMART OF NEVADA NLV LLC'S MOTION FOR SUMMARY JUDGMENT...

...QUALCAN LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE D.O.T.'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...RURAL REMEDIES, LLC'S JOINDER IN QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...NATURAL MEDICINE LLC'S JOINDER TO QUALCAN'S MOTION FOR SUMMARY JUDGMENT AS TO THE ISSUANCE OF MULTIPLE LICENSE TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...JOINDER TO QUALCAN, LLC'S MOTION FOR SUMMARY JUDGMENT AS TO THE DOT'S IMPROPER ISSUANCE OF MULTIPLE LICENSES TO A SINGLE APPLICANT IN THE SAME JURISDICTION...

...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF...

...JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF AND ALL JOINDERS THERETO...

...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF...

...PLAINTIFF'S NEVADA WELLNESS CENTER LLC'S MOTION FOR SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF...

...JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON THE THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF...

...JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT ON THIRD, FOURTH, AND FIFTH CLAIMS FOR RELIEF AND ALL JOINDERS THERETO...

...NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON ITS THIRD, FOURTH, AND FIFTH CLAIM FOR RELIEF; AND COUNTERMOTION FOR SUMMARY JUDGMENT...

...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER, LLC'S MULTIPLE MOTIONS FOR SUMMARY JUDGMENT...

...NATURAL MEDICINE LLC'S JOINDER TO NEVADA WELLNESS, LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...LONE MOUNTAIN PARTNERS, LLC S JOINDER TO: (1) DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF; (2) DEPARTMENT OF TAXATION S OPPOSITION TO NEVADA WELLNESS CENTER LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS SECOND, THIRD, FOURTH AND FIFTH CLAIM FOR RELIEF; (3) DEPARTMENT OF TAXATION S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (4) ESSENCE PARTIES OMNIBUS OPPOSITION TO ALL PLAINTIFFS MOTIONS FOR SUMMARY JUDGMENT; (5) THE ESSENCE PARTIES OBJECTION TO EVIDENCE OFFERED IN SUPPORT OF PLAINTIFFS MOTION FOR SUMMARY JUDGMENT; (6) GREENMART OF NEVADA, NLV, LLC'S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (7) NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTIONS FOR SUMMARY JUDGMENT ON ITS FIRST AND SECOND CLAIM FOR RELIEF; (8) NEVADA ORGANIC REMEDIES, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON ITS THIRD, FOURTH AND FIFTH CLAIM FOR RELIEF; AND COUNTERMOTION FOR SUMMARY JUDGMENT; (9) THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF; (10) THRIVE S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF; (11) CLEAR RIVER, LLC S OPPOSITION TO RURAL REMEDIES, LLC S MOTION FOR PARTIAL SUMMARY JUDGMENT; (12) CLEAR RIVER, LLC S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC S 1) MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF; AND 2) SUPPLEMENTAL BRIEF IN SUPPORT OF ITS MOTION FOR PARTIAL SUMMARY JUDGMENT ON SECOND CLAIM FOR RELIEF, SPECIFICALLY RELATED TO CLEAR RIVER, LLC...

...LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT...

...DEFENDANT DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT...

...CLEAR RIVER LLC'S JOINDER TO LONE MOUNTAINS PARTNERS LLC'S MOTION FOR SUMMARY JUDGMENT...

...CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR SUMMARY JUDGMENT...

...THE ESSENCES ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...DEEP ROOTS' JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...CLEAR RIVER, LLC'S JOINDER TO THE ESSENCE ENTITIES MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...CIRCLE S FARMS LLC'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR SUMMARY JUDGMENT AGAINST ALL PLAINTIFFS...

...ETW'S MOTION FOR PARTIAL SUMMARY JUDGMENT...

...DEFENDANT'S JOINDER TO ETW MANAGEMENT GROUP LLC'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND ALL JOINDERS THERETO...

STRIVE WELLNESS OF NEVADA LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC MOTION FOR PARTIAL SUMMARY JUDGMENT AND ALL JOINDERS THERETO...

...TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC'S JOINDER TO MOTIONS FOR SUMMARY JUDGMENT...

...RURAL REMEDIES, LLC'S JOINDER IN VARIOUS REPLIES

APPEARANCES CONTINUED: Attorney Andrew Sharples, Attorney Rick Hsu, and Attorney James Donovan, as well as Mr. Frank Hawkins, Client Representative for Nevada Wellness Center.

All parties appeared by telephone.

Arguments by Mr. Parker, Mr. Fetaz, Mr. Christiansen, Mr. Bice, Mr. Shevorski, Mr. Williamson, Ms. Shell, Mr. Schwarz, Mr. Wight, Mr. Prince, Mr. Dzarnoski, and Mr. Gentile. Court complimented counsel and their staff on the briefing and the way it was put together, including the voluminous exhibits. COURT, noting several requests for 56(d) relief, ORDERED, given the suspension of the depositions as a result of the public health emergency, and given the record before the Court, it is not necessary to continue for the completion of the depositions as the Court has been provided with the expert reports by the Plaintiffs. The testimony at the preliminary injunction is testimony under oath and for purposes of summary judgment is considered the same as a deposition. The findings of fact, however, are preliminary and are not entitled to the same consideration. The Court GRANTS IN PART Nevada Wellness' Motion for Summary Judgment with respect to the first claim for relief; the term "prospective owner" is not ambiguous; the term clearly means those owners at the time of the application who were seeking an award of a license; the Department of Taxation's decision to not require disclosure on the application and to not conduct background checks of persons owning less than 5% prior to the award of a conditional license is an impermissible deviation from the mandatory language of Ballot Question 2, which mandated a background check of each prospective owner, officer, and board member of a marijuana establishment license applicant; the citation to that is NRS 453d.200(6); the Department of Taxation acted beyond its scope of authority when it arbitrarily and

capriciously replaced the mandatory requirement of Ballot Question 2 for the background check of each prospective owner, officer, and board member with the 5% or greater standard in NAC 453.255(1); this decision by the Department of Taxation was not one they were permitted to make as it resulted in a modification of Ballot Question 2, in violation of Article 19, section 2, subsection 3, of the Nevada Constitution.

COURT ORDERED, with respect to the remaining issues, the applicants were entitled to a fair process, but there remain genuine issues of material facts as to the Plaintiffs' claims, the causation, and the damages. For that reason, the remaining motions are DENIED WITHOUT PREJUDICE to be renewed at the conclusion of Plaintiffs' case at trial.

Court further advised the parties that the courtroom has been marked with 25 blue post-it notes that comply with social distancing. COURT DIRECTED the parties to think, as a group, how they will present their case if only 25 participants plus court staff and witnesses are allowed in the courtroom; the Court will hear input from the parties at next Friday's hearing, which will use the same call-in information.

Upon Mr. Graf's inquiry, Court reiterated that the term "prospective owner" is not ambiguous; it clearly means those owners at the time of the application who were seeking an award of a license and that the Court had read paragraphs 82 and 85 from the original findings of fact and conclusions of law

**DISTRICT COURT
CLARK COUNTY, NEVADA****Other Business Court Matters****COURT MINUTES****May 18, 2020**

A-19-787004-B

In Re: D.O.T. Litigation

May 18, 2020**9:00 AM****Motion****HEARD BY:** Gonzalez, Elizabeth**COURTROOM:** RJC Courtroom 03E**COURT CLERK:** Dulce Romea**RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- Pursuant to Administrative Order 20-01, the Court decides this matter without the necessity of oral argument. Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), Nevada Wellness Center, LLC's Motion to Extend Time for Service is deemed unopposed. Given the current public health emergency, an extension is appropriate until 30 days after the Governor lifts the emergency directive. Therefore, good cause appearing, COURT ORDERED, motion is GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-18-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 20, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 20, 2020

12:33 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has completed the in camera review of the materials identified by Thrive in Court's Exhibit 1. The documents reviewed are contained on the USB drive marked as Court's Exhibit 2. Court's Exhibit 2 is SEALED as it contains privileged communications. Court's Exhibit 3 reflects the ruling of the Court after the review of each document submitted for in camera review.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-20-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 20, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 20, 2020

1:49 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has completed the in camera review of the materials identified by Clear River in Court's Exhibit 1. The documents reviewed are contained on the USB drive marked as Court's Exhibit 2. Court's Exhibit 2 is SEALED as it contains privileged communications. Court's Exhibit 3 reflects the ruling of the Court after the review of each document submitted for in camera review. Clear River counsel to PROVIDE an unredacted version of 317-319 for review.

CLERK'S NOTE: A copy of this minute order and Court's Exhibit 3 were distributed via Odyssey File and Serve. / dr 5-20-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 21, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 21, 2020

9:37 AM

At Request of Court

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Rulis, Nathanael R., ESQ

Attorney

Smith, Jordan T., ESQ

Attorney

JOURNAL ENTRIES

- Mr. Rulis and Mr. Smith present in the courtroom on another case.

Court asked to speak with Mr. Rulis and Mr. Smith. Court advised that given a rumor about the bankruptcy filing the Court had the Law Clerk reach out to Mr. Koch to get the documents, but the Court and law clerk have been unable to do so. Because the Court is unfamiliar with the Canadian system of orders, the Court would like counsel to engineer a conference call at 1 pm today as to whether or not the hearing should proceed tomorrow. Mr. Rulis advised he does have a call with Mr. Koch at 10 am today and he has all the bankruptcy documents, which he downloaded last night. COURT ORDERED, counsel to set up the conference call for 1 pm today.

5-21-20 1:00 PM
BANKRUPTCY FILING

TELEPHONIC CONFERENCE AT REQUEST OF COURT RE:

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 21, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 21, 2020

1:00 PM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Glantz, Stephanie J.	Attorney
Graf, J. Rusty	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
McLetchie, Margaret A.	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ
Welch, Diane L., ESQ
Williamson, Richard D.

Attorney
Attorney
Attorney

JOURNAL ENTRIES

- Mr. Smith and Mr. Rulis present in the courtroom. Mr. Frank Hawkins, Mr. Parker's client, advised he was also on the conference call along with his partners.

Court thanked Mr. Koch for a copy of the order from the Canadian court and inquired how paragraph 44 impacts the proceedings here. Mr. Gamble advised he saw a filing from Nevada Organic Remedies that came after they were provided with the Canadian bankruptcy petition indicating that the entities in this action were not part of the bankruptcy filing in Canada; he has not been able to locate any petition where the debtor in Canada sought recognition of the bankruptcy filing here in the United States, which would be a predicate. Court stated it understood. Mr. Koch advised there is a parent company but it is not a direct owner of his client; his position is that Nevada operations will continue; there is no request that this matter be stayed or modified in any way. Court inquired whether anyone disagreed with Mr. Koch's position. Mr. Rulis stated he agreed there is no stay and agreed with what Mr. Gamble said about there being no filing under Chapter 15 of the bankruptcy code. COURT ORDERED, given the position of Nevada Organic Remedies and the simple request made in paragraph 44 that has not been filed in the United States Bankruptcy Court, the Court will PROCEED with the hearing scheduled tomorrow. Court further advised that it can only accommodate 20 people in addition to court staff in the courtroom, so, it will keep the parties on the telephone tomorrow. Court further explained how this conference call originated, upon the inquiry of Ms. Shell.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 22, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 22, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- STATUS CHECK: ETW'S STATUS REPORT ON IDENTIFICATION OF PARTICULAR DOCUMENTS FOR REVIEW: Court has received materials for in camera review from Clear River, Thrive, and Essence. Review of those have been completed. Court has received and is in the process of reviewing NOR materials.

DEPARTMENT OF TAXATION'S MOTION TO SEAL EXHIBIT F TO ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON ITS FIRST CLAIM FOR RELIEF...PLAINTIFFS' MOTION TO SEAL AND REDACT VARIOUS FILINGS: Upon review of the papers and pleadings on file in this Matter, as proper service has been provided, this Court notes no opposition has been filed. Accordingly, pursuant to EDCR 2.20(e), the motions to seal are deemed unopposed. As the proposed sealing and redaction is narrowly tailored to protect confidential information, good cause appearing, COURT ORDERED, motions are GRANTED. Moving Counsel is to prepare and submit an order within ten (10) days and distribute a filed copy to all parties involved in this matter.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 5-26-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 22, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 22, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Carolyn Jackson

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barraza, Danielle J.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Fulton, Adam R.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Kennedy, Dennis L.	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney

Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Stephanie J.	Attorney
Stout, Kelly B,	Attorney
Welch, Diane L., ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Paul Connott, Esq., present on behalf of Brett J. Scolari, Attorneys for Tryke Companies

In compliance with Administrative Order 20-1, the above parties participated by BlueJeans video conferencing, CourtCall conferencing and/or telephonic conference call.

D.H. FLAMINGO INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.

Arguments by Mr. Kennedy regarding the unfounded claims regarding statements by Mr. Spirtos, which intentionally interfered with and created an economic disadvantage for MM Development and third parties. Further arguments by Mr. Kennedy regarding the lack of merit of such claims, evidence of damages and causation. Argument by Mr. Kemp regarding the evidence provided and the damages caused to MM Development. Further arguments by Mr. Kemp regarding the viability of its claims against DH Flamingo. Upon Court's inquiry, Mr. Kemp advised in addition to the chart of stock prices, other evidence of damages suffered by MM Development included the testimony of his undeposed clients. Following arguments of counsel, Court ORDERED, Motion DENIED as there is limited evidence related to the damages; however, the stock price information provided in the Opposition is sufficient to defeat summary judgment.

MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS . . . THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS LLC'S JOINDER TO THE ESSENCE ENTITIES' OPPOSITION TO MM DEVELOPMENT COMPANY INC'S AND LIVFREE WELLNESS LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS; AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF

MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS, LLC'S JOINDER TO THE DEPARTMENT OF TAXATION'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO PLAINTIFFS MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS AND COUNTERMOTION FOR SUMMARY JUDGMENT . . . DEFENDANT INTERVENOR HELPING HANDS WELLNESS CENTER, INC.'S JOINDER TO NEVADA ORGANIC REMEDIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT, JOINDER TO GREENMART OF NEVADA NLV, LLC'S OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO THE ESSENCE ENTITIES OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, JOINDER TO STATE OF NEVADA OPPOSITION TO MOTION FOR SUMMARY JUDGMENT AND COUNTERMOTION FOR SUMMARY JUDGMENT

Arguments by Mr. Kemp regarding the improper ranking or grading, and the building and financial scoring errors made related to MM Development and Livfree Wellness as opposed to other applicants. Further arguments by Mr. Kemp regarding the appeal filed to correct the errors and the independent and unilateral decision made by Mr. Jorge Pupo, instead of by hearing before the Tax Commission. Mr. Shevorski advised the Department of Taxation withdraw its counter motion and argued regarding the merits of and in opposition to the Motion. Further, arguments by Mr. Shevorski regarding question of facts related to the financial strength and unconditional strength of the applicant. Upon Court's inquiry, Mr. Shevorski advised he believed Mr. Pupo was correct as there is no appeal to the Tax Commission. Arguments by Mr. Bice, Ms. Shell and Mr. Koch in support of its various counter motions and Mr. Hone submitted on the pleadings. Following arguments by counsel, Court STATED, the appeal at the interlocutory order granting injunctive relief does not relieve the Court of jurisdiction in this matter and ORDERED, Motion GRANTED IN PART, solely as to the appeal of the scoring errors that were made to Mr. Pupo. For that issue, the relief granted by the Court is a REMAND to the Tax Commission and/or the Cannabis Compliance Board, whichever has authority or believes it has authority over the appeal made by MM Development and LivFree Wellness.

Colloquy regarding scheduling and the changes thereto, Order Shortening Time regarding Bond and impact regarding certain matters related thereto, facilities to accommodation the parties during trial and various matters.

DEFENDANT PURE TONICS' MOTION FOR SUMMARY JUDGMENT . . . PURE TONIC CONCENTRATES LLC'S MOTION FOR SUMMARY JUDGMENT ON ALL PLAINTIFFS' OPERATIVE COMPLAINTS

Upon Court's inquiry, Mr. Hsu addressed the issue related to service. Mr. Hsu advised Pure Tonics

Motion was e-filed and e-served to all the parties; no other service was made as it was believed to be unwarranted. Further, Mr. Hsu advised the opposition filed by the TGIG Plaintiffs and joinders by other parties indicated receipt of service of Pure Tonics Motion.

Mr. Hsu argued Pure Tonics was an outlier party since the licenses granted were in the outlier counties of Storey and Humboldt. No other Plaintiff applied for a license in Storey County and only Rural Remedies applied in Humboldt County. Further, Mr. Hsu argued none of the Plaintiffs would receive a direct benefit if the Court set aside Pure Tonics licenses nor would there be a direct detriment if the Court allowed Pure Tonics licenses to remain in place. Mr. Gamble stood by his declaration of no service of Pure Tonics Motion; Mr. Parker and Mr. Fetaz joined in Mr. Gamble's declaration of no service and arguments by Mr. Gamble and Mr. Parker in opposition to the merits of the Motion. Mr. Gentile argued regarding the impact on the market share by a rural county and Mr. Fetaz submitted on the pleadings. Further arguments by Mr. Hsu in support of service to all the parties of the Motion, on the merits of the Motion and the oppositions thereto. Following arguments of counsel, Court ORDERED, Motion GRANTED IN PART as to Storey County only since there were no other applicants in Storey County; while there is a potential issue regarding market share related to rural counties, since there were no other applications in those counties the argument fails. Mr. Shu to prepare and submit the order.

MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . RURAL REMEDIES LLC'S JOINDER IN ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER TO ETW'S PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . NATURAL MEDICINE, LLC'S JOINDER TO ETW PLAINTIFFS' AMENDED OPPOSITION TO D.O.T. MOTION FOR JUDGMENT ON THE PLEADINGS ON ALL PETITIONS FOR JUDICIAL REVIEW AND ALL JOINDERS THERETO AND JOINDER TO ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . NEVADA WELLNESS CENTER, LLC S JOINDER TO ETW PLAINTIFFS' MOTION FOR ORDER EXTENDING TIME TO FILE NRS 233B.133 OPENING BRIEF ON ORDER SHORTENING TIME . . . HIGH SIERRA HOLISTICS, LLC'S JOINDER TO VARIOUS MOTIONS FOR SUMMARY JUDGMENT . . . TGIG PLAINTIFFS' JOINDERS TO VARIOUS OPPOSITIONS

Argument by Mr. Bult that good cause existed to grant ETW Plaintiffs' Motion, it was appropriate pursuant to NRS 233B.133 since the State did not file the record, and discovery had not concluded, including certain key depositions. Further, Mr. Bult argued the court suspended all dates of the trial protocol, except for the motions on the briefings as a result of the current CORVID-19 pandemic. Mr. Shervorski submitted on the State's Petition and made no further representations. Upon Court's inquiry, Mr. Shevorski advised the State did not file the record to generate the scheduling order since it was believed pursuant to the Order, the records were confidential. Following arguments of counsel,

Court ORDERED, State to FILE the record and/or a motion to seal, if appropriate, within three weeks. COURT FURTHER ORDERED, status check SET regarding filing of the record and/or motion to seal. Colloquy regarding voluntary furlough which may impact the Attorney General's office.

06/19/20 (CHAMBER CALENDAR) STATUS CHECK: FILING OF RECORD AND/OR IN THE ALTERNATIVE MOTION TO SEAL Flagged for follow up.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

May 27, 2020

A-19-787004-B

In Re: D.O.T. Litigation

May 27, 2020

9:30 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has completed the review of the materials submitted for in camera review. The submission was filed on May 13, 2020. Court's Exhibit 1 is the players list; Court's Exhibit 2 is the first USB drive submitted without Bates numbers, which is SEALED as it contained attorney client privileged material; Court's Exhibit 3 is the second USB drive submitted with Bates numbers, which is SEALED as it contained attorney client privileged material; Court's Exhibit 4 is the Court's ruling.

CLERK'S NOTE: A copy of this minute order as well as the Court's ruling (Court's Exhibit 4) was distributed via Odyssey File and Serve. / dr 5-27-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 02, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 02, 2020

1:02 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has completed the in camera review of the documents submitted by GreenMart. Court's Exhibit 1 is the transmission of the materials. Court's Exhibit 2 is the USB which is ORDERED SEALED as it contains attorney client privileged information. Court's Exhibit 3 is the Court's ruling.

CLERK'S NOTE: A copy of this minute order as well as Court's Exhibit 3 were distributed via Odyssey File and Serve. / dr 6-2-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 03, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 03, 2020

1:00 PM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Fetaz, Maximilien D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Katz, Moorea L.	Attorney
Koch, David	Attorney
MILLER, BEN	Attorney
Parker, Theodore	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Paul Conant.

Court thanked the parties for submitting their status reports and inquired about the filing of the record by the D.O.T. Mr. Shevorski advised that he hopes to have it on file by Friday; if not on Friday,

the week after, on Monday. Court further inquired about the nature of the State's agreement with Mr. Bult that caused the motion to be taken off calendar. Mr. Shevorski stated the nature of the agreement is this: since the Court granted the Plaintiffs more time and since it is 40 days from the filing of the record,, there is no reason for the motion on judgment on the pleadings based on the Court's prior order.

Court advised there are 20 chairs in the courtroom which can be used by people other than court staff; this case has more than 20 people, not including party representatives; in order to try the case, the Court has to have another facility; there is a suggestion to use the jury assembly room across the bridge, which is available, except that on June 30th there will not be another facility this case can use in the building in the short term; rather than forcing the parties to start on June 15, the Court will give the parties a chance to convince the Court of other options given the limited realities of facilities that are available. Mr. Bice stated that his side believes the case should proceed; they do not want to delay this matter any longer than necessary; if the Court wants him to submit evidence on this point he can do so; even though his client has not been enjoined by the preliminary injunction, the Plaintiffs have been going around to local jurisdictions and telling them they should not approve any of the licenses because of this existing litigation; they are caught in a catch 22 and it is prejudicial to them for this matter to continue to drag on. Statement by the Court regarding objections. Mr. Bice inquired about a phone line in the jury room. COURT noted that it works but there is a problem with background noise, people talking over each other, etc.

Mr. Parker advised that they scheduled depositions that go through July 7 or 9 as of this morning and they have depositions almost everyday starting next week; he does not see how starting on June 15 would work, as they also will be utilizing deposition transcripts.

Court further noted it will not deny counsel the right to consult with their clients, but there are only 20 chairs in the courtroom. Court notes the other option is for the parties to rent a facility in another place. Mr. Parker advised they can look at a private space but it will be 3 times the size of the Court's courtroom to observe social distancing, but then they will have to go back to timing. Mr. Rulis inquired about the availability of the jury assembly room. Court stated the jury commissioner is going to start calling jurors for criminal trials; the Court will leave things to the parties, will await additional suggestions, and will give the parties one week to give the Court a plan.

Upon Mr. Koch's inquiry regarding which claims to try, COURT NOTED that as long as it is not the claims involving the 1983 allegations, the Court will be happy to do anything in whatever order the parties can manage it. Mr. Bice advised the Plaintiffs are scheduling depositions into July; there is no reason for this to extend into July. COURT NOTED it will need a separate noticed motion from counsel and will sign an OST. Mr. Parker responded to Mr. Bice's argument regarding depositions. COURT directed counsel to file a motion. Court further directed the parties to think about the order they want to proceed; the 1983 items just need to be last. Mr. Hsu advised that in looking at A.O. 20-17 he would ask for him and his client to listen in by telephone. Court confirmed that is an option; the problem is if counsel wants to ask the witness questions it will be very difficult, especially if the witness is on video; that is the risk counsel takes if he appears by remote means.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 08, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 08, 2020

9:00 AM

All Pending Motions

**D.O.T. to SUBMIT
record within 5 days**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Ching, Kenneth K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Ireland, Kiel B.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Dennis Kennedy and Attorney Kelly Stout for D H Flamingo; Attorney Stephanie Smith for Strive; Attorney Andrew Sharples for Circle S Farms.

Parties appeared telephonically, except for Mr. Kemp who appeared in person.

MM DEVELOPMENT COMPANY, INC., AND LIVEFREE WELLNESS, LLC'S MOTION TO RELEASE DUPLICATIVE SURETY BOND ON ORDER SHORTENING TIME: Following arguments by Mr. Kemp and Mr. Parker, COURT ORDERED, motion GRANTED. The bond from the surety may be removed and cash posted to bring the total cash deposit to \$5 million.

PLAINTIFF NEVADA WELLNESS CENTER, LLC S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT...PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT: Following arguments by Mr. Ireland, Ms. Welch, and Mr. Parker, COURT ORDERED, motion GRANTED IN PART as to the impossibility defense only and DENIED as to all others.

DEFENDANT/RESPONDENTS' TWELVE TWELVE, LLC'S MOTION TO BE DISMISSED AS A PARTY AND WITHDRAW ITS NOTICE OF INTENT TO PARTICIPATE AND EX PARTE APPLICATION FOR ORDER SHORTENING TIME: Hearing no opposition, COURT ORDERED, motion GRANTED.

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Upon Court's inquiry of Mr. Bice regarding the motion he mentioned at last week's conference call that he would submit on OST, Mr. Bice stated that he will submit an OST if not today, then tomorrow.

~

Court advised that the Chief Judge suggests the Fifth Street School location for the trial in this matter, because the Court is told that if they do not take advantage of the space, they will lose the ability to use it starting on July 24. Mr. Parker advised that he inquired about the Fifth Street School with the City, and the person in charge of booking said there is no time they can give that would span the length of time for this trial; he also checked with the City Council Chambers and the Clark County Commissioner Chambers, and so he is working with them on dates; he will report back to the Court and anyone else. Mr. Kemp advised that they also contacted the Smith Center, but no one could be found, as well as the Mob Museum about the old courthouse, but the quote per day is ridiculous. Mr. Bice advised they will have a proposal regarding LVCVA and hope to report to the Court this week. Following argument by Mr. Dzarnoski, COURT NOTED it is not having witnesses in the judicial review portion; that is not in the trial protocol. Mr. Dzarnoski continued to argue that in cases

regarding alleged irregularity the Court may receive evidence; there is a vast amount of case law where they need to prove the irregularity of the process used; they should be allowed to clarify the record with additional evidence. COURT stated counsel MAY FILE a motion to modify the trial protocol to modify the procedure set forth in Phase I.

Upon inquiry by Mr. Gamble, COURT CONFIRMED trial is not going forward on June 15.

BAILEY KENNEDY'S MOTION TO WITHDRAW AS COUNSEL FOR D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC ON ORDER SHORTENING TIME: Upon Court's inquiry, Mr. Kennedy confirmed he has heard from the client as far as having to do with payment but not an opposition. COURT ORDERED, motion GRANTED. Counsel to prepare the order of withdrawal and include local Rule 7.42 that a corporation cannot appear in proper person as well as the client's email address and all future dates.

COURT ORDERED, matter SET for a status check on resetting trial on Monday, June 2 at 9 am.

~

Court inquired of counsel for D.O.T. regarding the record. Ms. Levin explained they are in the process of filing the applications they need; some were not Bates numbered and some were missing score sheets; they have to determine who is in or who is out; some applications were produced confidentially, some with AEO, and some where not produced at all so they have to look at their internal records; due to the enormous size of these records, their proposal would be, to preserve everyone's confidentiality and designations, to put all of these applications and relevant score sheets on a sort of hard drive or jump drive and submit it to the Court subject to the protective order in place. COURT DECLINED the offer and DIRECTED counsel to FILE the record; counsel can FILE a motion to file portions under seal, but the record of the administrative agency needs to be filed, and the Court would appreciate the record being submitted immediately. Ms. Levin further argued as to the difficulty of the task. Mr. Bice and Mr. Parker argued. COURT NOTED it is the D.O.T. imposing the deadlines on everyone. Following further colloquy on the record submitted to the administrative agency, COURT ORDERED, the D.O.T. has five (5) days to comply and submit the record; counsel may designate by numbers documents previously submitted to the Court or produced; if there is a request for supplementation that will be addressed by motion practice; it does not need to be the entire record; it may be the record plus all these other documents with Bates numbers. Mr. Graf objected to the production of their application in the petition for judicial review in the other part and inquired whether a pleading would have to be submitted. Court concurred they will have to submit a pleading.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 15, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Smith, Stephanie J.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME...

...NEVADA WELLNESS CENTER, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME...

...COMPASSIONATE TEAM OF LAS VEGAS, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT EVIDENCE OF DAMAGES ON ORDER SHORTENING TIME

All parties appeared by telephone.

Court thanked counsel for D.O.T. for submitting the record on review and asked whether they have the index or whether there is access to it. Mr. Shevorski advised he is not sure if it is in the system. Court inquired as to what "not disclosed" meant. Mr. Shevorski advised that it was Ms. Levin who handled that, but he thinks that might be referring to applications they would have produced to the Plaintiffs and they never produced them back as part of them wanting anyone to consider. Upon further inquiry, Mr. Shevorski confirmed AEO is attorney's eyes only. Court noted that the D.O.T. is asking the parties to look at what was previously produced to them rather than filing with the Court publicly. Mr. Shevorski concurred. COURT DIRECTED the Plaintiffs to discuss on Thursday (June 18, 2020), on which day Mr. Bice's motion is set, whether there are any issues with the record submitted by the D.O.T. and to tell the Court whether there is anything new not previously exchanged by the parties or produced in discovery. Court RECESSED briefly.

Following arguments by counsel regarding Qualcan's motion, COURT ORDERED, motion GRANTED IN PART; to the extent that Qualcan had previously disclosed its damages or had application fees that were incurred which the D.O.T. was on notice of, or to the extent that any party disclosed prior to the discovery cut-off which preceded Judge Bell's order, or provided information during the preliminary injunction hearing or any deposition that was a disclosure of damages bases or calculations, the Court will permit those parties to provide that; that includes Compassionate Team being able to seek application fees as mentioned when the Court ruled on the State's motion for summary judgment on May 8th; attorney's fees may be sought post-judgment if there is a valid legal basis for the attorney's fees but not as a separate element of damages because there was not a disclosure at that element of damages. Upon further inquiry by counsel, Court clarified that what it said on May 8th applied to all Plaintiffs and what the Court said on May 8th STANDS.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 16, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 16, 2020

10:46 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court reviewed media file on USB submitted with Motion to Set Trial on OST. COURT ORDERED, USB MARKED as Court's Exhibit 1.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-17-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 18, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 18, 2020

8:24 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT NOTES new flash drive, MARKED as Court's Exhibit 1 for today, delivered this morning. Court reviewed file 02 Public Comment on Court's Exhibit 1.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-18-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 18, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 18, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney

Williamson, Richard D.

Attorney

JOURNAL ENTRIES

- MOTION TO SET TRIAL ON ORDER SHORTENING TIME...COUNTER CLAIMANT'S MOTION TO SET TRIAL ON ORDER SHORTENING TIME...NEVADA ORGANIC REMEDIES, LLC'S JOINDER TO MOTION TO SET TRIAL ON ORDER SHORTENING TIME

APPEARANCES CONTINUED: Attorney Leo Wolpert for Greenmart; Attorney Paul Conant for Tryke.

All counsel appeared by telephone, except for Mr. Shevorski, Mr. Bice, and Mr. Jordan Smith, who appeared in person.

Assistant Court Administrator Andres Moses also present.

Court inquired of Mr. Parker, Mr. Gentile, and Mr. Bult whether they had a chance to look at the record that the State filed. Mr. Dzarnoski advised that they received the 73 parts of the administrative record and anticipate filing motions based on what they have read so far, which will include a motion for supplementation and to provide additional evidence and a motion to amend/modify the trial protocol; it will take 10 to 14 days to get those motions on file. Court asked what was missing with the record. Mr. Dzarnoski replied that he had not finished his analysis. Mr. Dzarnoski, Mr. Rulis, and Mr. Bult provided some examples of what they believed was missing. Mr. Parker advised he would also move for supplementation with recordings of the score reviews. Court encouraged counsel to contact Mr. Shevorski regarding large swaths of information that is missing. Upon Mr. Dzarnoski's inquiry, Court stated it is not requiring a meet-and-confer, just a heads up to Mr. Shevorski.

With regards to the motion to set trial, Court noted it counted about 30 remaining depositions and asked how that can be when the discovery cut-off was before Judge Bell's administrative order, noting that the Court is not including the 1983 claims. Mr. Parker advised he does not believe there are 30 left; they took 2 yesterday and took some last week; they are also working with Mr. Shevorski and Ms. Levin in perhaps reducing one or two depositions; it would be difficult to get information from one of the witnesses as the witness has tongue cancer. Court noted it combined counsel's and Mr. Bult's lists, took out the duplicates, and got to 30. Following arguments by Mr. Bice, Mr. Conant, Mr. Gamble, Mr. Bult, Mr. Shevorski, Mr. Kahn, Mr. Prince, Mr. Wight, and Mr. Parker, COURT ORDERED, motion to set trial GRANTED. The Court will meet with Mr. Moses, who will contact the Las Vegas Convention and Visitors Authority and see what time and space constraints there are, noting the need for 14 rows of tables with 2 people per table, plus space for staff and the JAVS system, and, based upon that information, the Court will provide a trial date; if the parties want more than the JAVS, clerk's exhibits, electronic exhibits, and displays for the witness and court, the parties may want to provide their own equipment.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 19, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 19, 2020

3:00 AM

Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Court noted status check on filing of administrative record done in open court on June 18, 2020.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-22-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 22, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 22, 2020

9:00 AM

Status Check

trial set for 7/13/20

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Attorney Paul Conant for Tryke.

Ms. Braster present in the courtroom. All other counsel appeared by telephone.

Court advised the Las Vegas Convention and Visitors Authority and Assistant Court Administrator Andres Moses have had productive discussions with general counsel; it appears this case will have a trial start date of July 13; the Court will be doing a walk-through tomorrow afternoon with security staff and court administration; the North Hall is big enough to have 14 rows, 2 columns wide to seat everyone as well as court staff, in compliance with social distancing; it appears the hours and days of trial will need to be extended to get things done prior to the end of August, as there are not yet any cancellations of the September conventions; the space is currently available through the end of August. COURT ORDERED, amended trial protocol will ISSUE that changes the dates and times; trial will start with Phase II of the trial protocol and then catch up with Phase I. COURT ORDERED, trial to COMMENCE on July 13, 2020. The Court hopes to have a floor plan by the end of the week and to ask the Assistant Court Administrator to arrange a group walk-through; counsel may bring their tech people. Colloquy regarding internet access and recording equipment. Mr. Kahn renewed his inquiry regarding cost. Court directed counsel to read State vs. Angel, about a 1990 case.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 22, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 22, 2020

1:15 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, matter SET for Final Pre Trial Conference on Friday, July 10, 2020 at 9 am. An amended trial protocol will be filed tomorrow, June 23, 2020 with additional dates for compliance.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-22-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 25, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 25, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
MILLER, BEN	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO ENLARGE TIME FOR SERVICE ON AN ORDER SHORTENING TIME...STATUS CHECK

APPEARANCES CONTINUED: Attorney Mahogany Turfley for Nevada Wellness Center; Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness Center.

All parties appeared by telephone.

PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO ENLARGE TIME FOR SERVICE ON AN ORDER SHORTENING TIME: Court noted counsel cannot be asking for extensions to serve when trial begins in 2 weeks. Following argument by Mr. Parker, COURT ORDERED, motion DENIED; the prior extension given by the Court was the last one.

STATUS CHECK: Mr. Gamble advised that he needs to be with his wife for a battery of procedures beginning in July and asked whether the Court would consider a motion on OST to perhaps sever Rural Remedies from this action. COURT DIRECTED Mr. Gamble to send over an OST and the Court will be happy to address it.

Court discussed the space to be designated as a temporary courtroom facility for the trial. Counsel confirmed they received the map.

Mr. Williamson inquired whether they can use the repository for pre-trial disclosures. Court noted it does not know about the repository but if the parties reach an agreement the Court will be okay with it. Mr. Williamson inquired whether the pre-trial conference will be onsite or not. Court stated counsel may appear by telephone; however, the Court does not know whether the set-up will be finished by the 10th.

Mr. Parker inquired whether the Court will allow them to serve the remaining 20 parties by publication. Court stated it WILL NOT. Upon Mr. Parker's further inquiry, Court confirmed it will entertain a motion.

Mr. Smith advised they also have a motion to extend time for service set in July and will submit an OST. Mr. Smith inquired whether they should serve the parties that have already asked to be dismissed. Court stated it is up to counsel.

Mr. Christiansen inquired about depositions or prior preliminary injunction hearing testimony. Court DIRECTED counsel to designate those ahead of time; there is an objection process in the amended trial protocol, and the Court will rule on that evidence at the pre-trial conference; during the case-in-chief, that evidence will be presented either by video or by a person reading the depositions. Further colloquy regarding witnesses. Upon Mr. Prince's inquiry regarding duplicative testimony, Court stated it will not rely on its memory of what happened over a year ago; witness testimony will have to be presented anew. Court FURTHER DIRECTED counsel to email the Court their best estimate of

the length of this trial by Monday afternoon via a status report, understanding that there may be additional cancellations of conventions that will occur given Covid-19 issues.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 29, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 29, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Katz, Moorea L.	Attorney
Koch, David	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Welch, Diane L., ESQ	Attorney

Williamson, Richard D.

Attorney

JOURNAL ENTRIES

- LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME...
...LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME...
...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME...
...GREENMART OF NEVADA NLV LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME...
...DEPARTMENT OF TAXATION'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME...
...DEPARTMENT OF TAXATION'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME...
...DEEP ROOTS MEDICAL LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME...
...CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO LIMIT TRIAL TESTIMONY OF GREG SMITH AND PRECLUDE UNTIMELY SUPPLEMENTATION AND APPLICATION FOR ORDER SHORTENING TIME...
...CIRCLE S FARMS LLC'S JOINDER TO LONE MOUNTAIN PARTNERS, LLC'S MOTION IN LIMINE TO EXCLUDE EXPERT TESTIMONY OF LARRY HOLIFIELD AND APPLICATION FOR ORDER SHORTENING TIME

APPEARANCES CONTINUED: Attorney Paul Conant for Tryke; Attorney Stephanie Smith for Natural Medicine.

All parties appeared by telephone except for Mr. Parker and Mr. Hunt.

Following arguments by counsel, COURT ORDERED, motions DENIED; however, this does not prevent supplementation regarding Smith which goes to the truly new information from depositions.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 30, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 30, 2020

8:35 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, Defendant/Plaintiff-In-Intervention Rural Remedies, LLC's Motion to Sever is
ADVANCED to today, June 30, 2020.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 6-30-
20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

June 30, 2020

A-19-787004-B

In Re: D.O.T. Litigation

June 30, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Katz, Moorea L.	Attorney
Koch, David	Attorney
MILLER, BEN	Attorney
Parker, Theodore	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO

SEVER...MOTION TO VOLUNTARILY DISMISS AND / OR DROP TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC ON ORDER SHORTENING TIME...COMPASSIONATE TEAM OF LAS VEGAS, LLC'S MOTION TO BE DISMISSED AS A PARTY ON ORDER SHORTENING TIME

APPEARANCES CONTINUED: Attorney Paul Conant for Plaintiffs Tryke Companies SO NV, LLC, Tryke Companies Reno, LLC, and NuLeaf Incline Dispensary, LLC in Case A-19-786962-B; Frank Hawkins, Client Representative for Nevada Wellness Center.

Parties appeared by telephone.

DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO SEVER: Following argument by Mr. Gamble, COURT ORDERED, it will not require Mr. Gamble to provide medical information related to his wife's medical condition; the Court will take counsel at his word and sympathizes with him; collateral estoppel will likely be in play. The Court believes Mr. Bice is probably right. COURT ORDERED, motion to sever GRANTED understanding that it is likely going to be a collateral estoppel when they get there. Court directed Mr. Gamble to run the order by Mr. Bice prior to submission. Colloquy between Ms. Welch, Mr. Hsu, and Mr. Gamble. Court noted this only relates to Phase II.

MOTION TO VOLUNTARILY DISMISS AND / OR DROP TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC ON ORDER SHORTENING TIME: Following arguments by Mr. Conant and Mr. Bice, COURT ORDERED, motion GRANTED on the following conditions: (1) if someone wants to seek attorney's fees and costs post-trial, they may;(2) a representative 30(b)(6) will appear at a deposition that is properly noticed at a convenient time.

DEFENDANT/PLAINTIFF-IN-INTERVENTION RURAL REMEDIES, LLC'S MOTION TO SEVER: COURT ORDERED, motion GRANTED as unopposed.

~

Court inquired as to who is coordinating with Holo. Mr. Rulis advised that one issue is that Holo did not know what their role would be in this trial and he wanted to talk about substituting Litigation Services for Holo; the document depository is with Litigation Services. COURT ORDERED, there being no objection, the request to change from Holo to Litigation Services is GRANTED. Mr. Smith volunteered himself and Mr. Rulis to coordinate with Litigation Services. Court directed the Clerk to reach out to I.T. regarding the latter's availability next week.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 02, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 02, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Katz, Moorea L.	Attorney
Koch, David	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

PRINT DATE: 10/27/2020

Page 214 of 324

Minutes Date: April 01, 2019

- APPEARANCES CONTINUED: Attorney Joey Mott for Thrive; Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness Center.

All parties appeared by telephone, except for Mr. Rulis and Mr. Bult, who were present in person.

MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC'S BOND FUNDS ON ORDER SHORTENING TIME: Following argument by Mr. Bult, COURT ORDERED, motion GRANTED on the same conditions as before. The Court will not impose conditions on shares or prorations of the bond because the Court has not been involved in that process.

PLAINTIFF NEVADA WELLNESS CENTERS, LLC'S MOTION TO SERVE DEFENDANTS VIA SECRETARY OF STATE, OR IN THE ALTERNATIVE, MOTION TO SERVE DEFENDANTS VIA PUBLICATION ON ORDER SHORTENING TIME: Following argument by Mr. Parker, COURT ORDERED, to the extent the request is to the Secretary of State, the motion is GRANTED; to the extent it is for publication, the motion is DENIED.

DEFENDANT/RESPONDENT WAVESEER OF NEVADA, LLC'S MOTION (1) TO BE DISMISSED AS A PARTY AND (2) TO WITHDRAW STATEMENT OF NOTICE OF INTENT TO PARTICIPATE ON ORDER SHORTENING TIME: COURT ORDERED, motion GRANTED as unopposed.

~

Upon Mr. Prince's inquiry regarding PowerPoints, COURT ORDERED, if they are not a part of admitted exhibits they must be disclosed by July 8 and a copy be given electronically to the Clerk; counsel not to include PowerPoint for arguments.

Mr. Bice advised the Court that an email was circulated with a proposal regarding table assignments. Court stated that if the parties have not reached an agreement at the pre-trial conference they will draw lots.

With regards to Mr. Parker's status report indicating trial needing 4 weeks, Court stated that if everyone wants to allocate 4 weeks per side the Court will modify the trial protocol to give the parties that time; the Court hopes they will not use all of that time, but it will be available.

With regards to the vendor hired for exhibit presentation, Court advised it was told by Courts I.T. that the Court needs to have a meeting with the team at the site. COURT ORDERED, walk-through to be done on Thursday, July 9 at 11 am with Mr. Smith and Mr. Rulis; counsel to coordinate with the vendor. Upon Mr. Prince's inquiry, Court advised an administrative order has not yet been issued. Court further advised there will not be a break-out room. With regards to any trial participants testing positive for Covid-19, Court stated that although it is not part of the trial protocol, the marshal will take care of this and a protocol is in place.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 02, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 02, 2020

1:30 PM

Telephonic Conference

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gentile, Dominic P.	Attorney
Kahn, Jared B	Attorney
Katz, Moorea L.	Attorney
Kemp, William Simon	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney

JOURNAL ENTRIES

- Mr. Rulis advised that if they are going to be required to get electronics in by the 13th they are concerned about getting all that done on the 10th, as he is not sure if they have access on the 12th and the 11th; the parties request a separate on-site visit prior to the walk-through on July 9. Court apologized, stating it could not grant counsel's request as the room had not yet been designated as a temporary court facility. Court directed counsel to bring laptops, monitors, and distribution amps if they wanted an HDMI port, and one HDMI port. Court further advised there is no one at the Convention Center for Litigation Services to be in contact with and DIRECTED counsel to LIMIT their conversations with the Court and court staff. Mr. Smith inquired about WiFi. Court stated it thinks WiFi is being provided but will research the issue. Court will send a picture of a distribution

amp. Mr. Rulis advised he does not think they will have time to get their electronic exhibits to I.T. by Monday. Upon counsel's further inquiry, Court declined to grant access to the space on Saturday and Sunday.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 06, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 06, 2020

3:07 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the application for on an Order Shortening Time for the Joint Motion for Summary Judgment to Apply Preliminary Injunction to Clear River, LLC is DENIED as the trial starts within a week and the motion is late.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-6-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 09, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 09, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

Welch, Diane L., ESQ

Attorney

JOURNAL ENTRIES

- NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS...
...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO...
...ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine.

All appeared by telephone, with the exception of Mr. Parker, Mr. Bult, and Mr. Kemp, who appeared in person.

Following arguments by Mr. Parker and Mr. Kemp, COURT stated it is very concerned about what appears to be discovery abuses, but the Court does not want counsel to make the position given some of the issues raised today other than what is in their papers. COURT ORDERED, matter SET for evidentiary hearing on the nature of the sanctions and the prejudice; if the State has a back-up or fallback position short of striking the pleading, the Court would like Mr. Shevorski to think about it, because the Court is very concerned given the length of time in the evidentiary hearing that was held in this case and the witness testimony. COURT ORDERED, the evidentiary hearing on the motion for case terminating sanctions will be held next Monday, Tuesday, and Wednesday, and no opening statements or witnesses in Phase II of the trial will commence until the evidentiary hearing is completed. Mr. Shevorski advised the Court of Ms. Cronkhite's unavailability on Monday and Tuesday. Ms. Levin advised Mr. Gilbert will be there Monday. Mr. Graf noted for the record that

Clear River filed an opposition to this motion and a joinder to the State's brief. Mr. Parker inquired about Mr. Hernandez. Ms. Levin advised that as far as she knows everyone else will be there. Mr. Bice argued that he does not want the Court accepting the representations of Mr. Parker and Mr. Kemp before his side responds; they would like to see the messages, as they have received zero messages by the Plaintiffs; furthermore, the Court denied his own motion for sanctions. Court stated this was a preservation order. Mr. Bice argued the Plaintiffs preserved nothing.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 09, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 09, 2020

11:00 AM

At Request of Court

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Walk-through completed by Court and designated counsel at the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

CLERK'S NOTE: Minute order only - no hearing held. / dr

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 10, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 10, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney

Shell, Alina	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Matter heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Mahogany Turfley for Nevada Wellness.

Mr. Arger, Mr. Gamble, Mr. Hsu, Mr. Puzey, Mr. Slater, and Mr. Williamson appeared by telephone.

FINAL PRE TRIAL CONFERENCE: Court thanked Chief Judge Linda Bell, Assistant Court Administrator Andres Moses, Assistant Court Administrator for I.T. Mike Doan, Court I.T. Technicians Jared and Roger, General Counsel for the Las Vegas Convention Center Caroline Bateman, Blane, and his team.

Court discussed table assignments, sanitation, WiFi, and audiovisual presentation.

MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME...

... GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME...

... LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES' MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Following arguments by Mr. Bice and Mr. Kemp, COURT ORDERED, Exhibit 1 be SUBMITTED for IN CAMERA REVIEW on Monday, July 13; because the document has been provided, the Court will review the information to be submitted in camera; the Court may make a further order based on that review; if it appears there is a good faith consulting agreement the Court may deny the motion. Motion CONTINUED to Monday, July 13.

MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME: ...

... DEPARTMENT OF TAXATION'S JOINDER TO INTEGRAL ASSOCIATES LLC D/B/A ESSENCE CANNABIS DISPENSARIES, ESSENCE TROPICANA, LLC, ESSENCE HENDERSON, LLC'S MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME...

...WELLNESS CONNECTION OF NEVADA'S JOINDER TO THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS ON ORDER SHORTENING TIME...

...LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES' MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES' MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Following arguments by Mr. Rulis and Mr. Bice, COURT ORDERED, motion to dismiss GRANTED IN PART; to the extent math calculations or securing recalculations is being sought the motion is GRANTED; to the extent challenging the constitutionality of the process is being sought the motion is DENIED.

NATURAL MEDICINE LLC'S MOTION TO ENLARGE TIME FOR SERVICE [RESET from today's chambers calendar to the 9 am session]: Following argument by Ms. Smith, COURT ORDERED, request to serve through Monday through the Secretary of State, including mailing to the last known address, is GRANTED.

FINAL PRE TRIAL CONFERENCE [Continued]: Mr. Shevorski advised the State plans to file a motion on OST regarding the State's writ in this case. Mr. Prince noted it deals with whether the State has the legal right to possess the cellphones of the individual D.O.T. employees; he believes they do not, but the Court needs to determine that as a threshold issue before going to case-terminating sanctions.

COURT ORDERED, pursuant to the stipulation of the parties, all JOINT EXHIBITS are ADMITTED. Mr. Smith and Mr. Rulis advised there no stipulations yet to any of the Plaintiffs' or Defendants' proposed trial exhibits. COURT NOTED media files lodged with the Clerk are part of the Plaintiffs' exhibits, which remain proposed at this time. Mr. Rulis advised they did their best to redact any personally identifying information on the exhibits.

With regards to any demonstrative exhibits, Mr. Prince advised that right now they do not have some, but he may use or create some depending on the testimony and will try to show it to the other side as soon as possible for their review and for the Court's review.

COURT DIRECTED counsel to submit any proposed findings of fact and conclusions of law in MS Word format.

With regards to objections to deposition designations, the Court advised it cannot rule on them today as the Court cannot touch paper; however, the Court can resolve any videos in lieu of live testimony. COURT RECESSED for counsel to confer.

Mr. Rulis asked that the Court address witnesses beginning of next week. Mr. Rulis further advised that Litigation Services is willing to provide a real time reporter if the parties determine that is what they want; however, he believes the Court Recorder will be the official record and a transcript will be done as a result of that. Court directed counsel to coordinate with the Court Recorder. Mr. Rulis stated they will do so as soon as the parties have an agreement.

Court advised it has now read the Nevada Supreme Court's decision regarding control of independent contractors vs. employees. Mr. Parker stated they received notice of that yesterday and that what they dealt with yesterday is on all D.O.T. employees. COURT ORDERED, parties may argue what it means on Monday (July 13, 2020). Mr. Shevorski advised the State will file a motion on the meaning of legal control with respect to employees, which they think is an important legal issue and would like an opportunity to brief. COURT ORDERED, that motion will be argued on Wednesday, July 15, 2020 at 9 am. Further argument by Mr. Prince regarding the issue of control. COURT, noting there is a continuum of issues related to control, which the Court would be happy to address, ORDERED, the request for a staged hearing is REJECTED; the Court will make a ruling together.

Court made its disclosure regarding Cook and Kelesis. Colloquy between Court and counsel regarding the issue.

Counsel detailed their witnesses. COURT ORDERED, to the extent there are objections that are public health related, the parties need to make sure those are accomplished, and if a little more time needs to be spent on it, it can be accommodated. Further colloquy regarding witness sequencing, the use of lapel mics, and proposed findings. Mr. Kemp advised his side will file an objection to Mr. Bice attempting to hijack the evidentiary hearing.

Bailiff briefed all present on security and safety.

Trial CONTINUED pending other matters.

7-13-20 8:00 AM MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME...

...LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN

ORDER SHORTENING TIME...
...BENCH TRIAL

7-13-19 9:00 AM NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME...
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC
MOTION FOR CASE TERMINATING SANCTIONS...
...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR
CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION
FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS
THERETO...
...ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME...
...THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME...
...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR
CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS
LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO
NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS...
...TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME...
...QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME...
...EVIDENTIARY HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 13, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 13, 2020

8:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney

Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Matter heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Nicholas Tomassetti of Court's I.T.; Attorney Stephanie Smith for Natural Medicine.

Mr. Dzarnoski, Mr. Gamble, Mr. Hsu, and Mr. Hunt appeared by telephone. Mr. Gentile and Mr. Miller initially appeared by telephone and later in person.

Electronic exhibit drives endorsed to the Court by Mr. Tomassetti.

Court addressed Mr. Gentile's Covid-19 notice, noting that the last contact with the individual was June 25th; any exposure was more than 2 weeks prior to the pre trial conference on July 10. Statement by Mr. Miller regarding the individual testing positive and by Mr. Dzarnoski regarding possible exposure. Ms. Welch added that at issue here is her client having elevated vulnerability to Covid. Court stated Ms. Welch may make a request in writing as to her client testifying remotely. Following additional statements by Mr. Graf and Mr. Shevorski, COURT ORDERED, since the potential exposure was more than 14 days prior to the pre trial conference, the Court will not take further action related to it, since those involved were asymptomatic; however, the Court will echo what the Chief Judge has said to be cognizant and protective of others and to properly wear a mask throughout the proceedings, maintain social distancing, and wash hands frequently.

8:30 AM SESSION:

MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME...

...GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME...

...LONE MOUNTAIN PARTNERS, LLC JOINDER TO: (1) THE ESSENCE ENTITIES MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME; AND (2) THE ESSENCE ENTITIES MOTION FOR JUDGMENT AS A MATTER OF LAW FOR LACK OF STANDING BY MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME: Document for in camera review

submitted to the Court by Mr. Rulis. Court reviewed the document in open court. COURT STATED FINDINGS and ORDERED, the name / document will NOT BE PRODUCED. Document submitted by Mr. Rulis MARKED as Court's Exhibit 1 and SEALED. (See worksheet.) The motion to compel is DENIED.

BENCH TRIAL: COURT ORDERED, trial CONTINUED pending conclusion of the evidentiary hearing on the motion for case terminating sanctions.

~

9:00 AM SESSION: DAY 1 OF EVIDENTIARY HEARING

NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME..

...EVIDENTIARY HEARING...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS...

...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO...

...ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS...

...TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME: With regards to the evidentiary hearing, Mr, Shevorski advised the State filed an emergency motion to vacate the evidentiary hearing, which is set for Wednesday (July 15, 2020) on OST. Mr. Shevorski added that the writ was filed with the State yesterday at 8 or 9 pm.

Testimony and exhibits presented. (See worksheet.) RECESS.

Testimony and exhibits continued. EXCLUSIONARY RULE INVOKED. RECESS.

Testimony and exhibits continued.

Court inquired whether the state administrative manual attached to the motion set for Wednesday has a prior version. Mr. Shevorski advised the answer is obviously yes, but that was put together very quickly, so, he does not know. Court directed Mr. Shevorski to advise the Court on Wednesday. LUNCH RECESS.

Testimony and exhibits presented. (See worksheet.) RECESS.

Testimony and exhibits continued.

COURT ORDERED, hearing CONTINUED. EVENING RECESS.

7-14-20 8:30 AM NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME..
...EVIDENTIARY HEARING..
...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC
MOTION FOR CASE TERMINATING SANCTIONS..
...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR
CASE ENDING SANCTIONS ON ORDER SHORTENING TIME..
...NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION
FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS
THERETO..
...ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME..
...THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
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...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR
CASE ENDING SANCTIONS ON ORDER SHORTENING TIME..
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS
LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO
NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS..
...TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME..
...QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE
ENDING SANCTIONS ON ORDER SHORTENING TIME..
...BENCH TRIAL

7-14-20 9:00 AM MOTION FOR PROTECTIVE ORDER AND TO MODIFY TRIAL
SUBPOENA ON ORDER SHORTENING TIME

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 14, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 14, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney

Welch, Diane L., ESQ
Williamson, Richard D.

Attorney
Attorney

JOURNAL ENTRIES

- Matter heard in the temporary court facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Ogonna Brown for witness Amanda Connor.

Ms. Brown, Mr. Dzarnoski, Mr. Gamble, and Mr. Hsu appeared by telephone.

8:30 AM SESSION

Court noted the Nevada Supreme Court has asked for a status report from Mr. Shevorski. Court directed Mr. Shevorski to advise the Nevada Supreme Court that his motion has been scheduled for tomorrow (July 15, 2020). Mr. Shevorski advised he filed his status report last night at 10 pm.

COURT ORDERED, Ms. Welch's motion for protective order will be heard tomorrow (July 15, 2020).

NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME..

...EVIDENTIARY HEARING...

...MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S JOINDER IN NWC MOTION FOR CASE TERMINATING SANCTIONS...

...RURAL REMEDIES, LLC'S JOINDER IN NEVADA WELLNESS CENTER LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...NATURAL MEDICINE, LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME AND ALL JOINDERS THERETO...

...ETW PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...THC NEVADA LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO NEVADA WELLNESS CENTER MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION FOR CASE TERMINATING SANCTIONS...

...TGIG PLAINTIFFS' JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE ENDING SANCTIONS ON ORDER SHORTENING TIME...

...QUALCAN LLC'S JOINDER TO NEVADA WELLNESS CENTER, LLC'S MOTION FOR CASE

ENDING SANCTIONS ON ORDER SHORTENING TIME: Statement by Mr. Bice regarding older order from the Nevada Supreme Court emailed to the Clerk. Court reviewed order. COURT ORDERED, evidentiary hearing SUSPENDED. Court directed counsel to inform the Nevada Supreme Court that they do not need to address the writ because the evidentiary hearing has been vacated.

BENCH TRIAL: Statements regarding trial readiness. Mr. Gentile requested trial be postponed until Monday (July 20, 2020). COURT ORDERED, request DENIED. Mr. Kemp advised they have not yet shared powerpoints between sides and he would like a day or two to prepare. COURT DENIED the request. Mr. Parker advised the parties are all agreeable to starting on Thursday, July 16. COURT DENIED the request and gave the parties until 1 pm today to start. Mr. Prince renewed the request to start on Thursday. Court noted it is not wasting an entire day of rent. Mr. Parker offered to pay the rent. COURT ORDERED, trial CONTINUED to Thursday, July 16 at 8 am; a bill for 2 days of rent will be sent to courts administration.

~

9:00 AM SESSION

MOTION FOR PROTECTIVE ORDER AND TO MODIFY TRIAL SUBPOENA ON ORDER SHORTENING TIME: Following arguments by Mr. Brown, Mr. Kemp, Mr. Gentile, Mr. Bult, Mr. Prince, Mr. Bice, and Mr. Graf, COURT ORDERED, Ms. Connor to return for examination on Tuesday, July 21st at 8:30. Ms. Brown advised she will confirm with her client if Monday or Tuesday is better.

7-15-20 9:00 AM MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...STATUS CHECK AT COUNSEL'S REQUEST: CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS

CLERK'S NOTE: Following this proceeding, a status check on the resumption of the evidentiary hearing on motion for case terminating sanctions was set on July 15, 2020 per the request of counsel.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 14, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 14, 2020

10:12 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, Motion to Remove filed July 13, 2020 SET for hearing on Thursday, July 16, 2020 at 8:00 am.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-14-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 15, 2020

9:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney

Welch, Diane L., ESQ
Williamson, Richard D.

Attorney
Attorney

JOURNAL ENTRIES

- MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...STATUS CHECK AT COUNSEL'S REQUEST CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Frank Hawkins, Client Representative for Nevada Wellness.

Mr. Williamson, Mr. Kohn, Mr. Kahn, Ms. Smith, Mr. Fetaz, Mr. Hawkins, Ms. Shell, Ms. Braster, Mr. Dzarnoski, Mr. Hone, Mr. Hsu, Ms. Barrett, Ms. Chattah, Mr. Mikhaylov, Mr. Slater, and Mr. Gamble appeared by telephone.

Court acknowledged missive from the Nevada Supreme Court.

MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME: Argument by Ms. Welch. COURT ORDERED, Mr. Pupo's doctor's note MARKED as Court's Exhibit 1 and SEALED. (See worksheet.) COURT ORDERED, motion for protective order DENIED.

STATUS CHECK AT COUNSEL'S REQUEST CONTINUATION OF EVIDENTIARY HEARING ON MOTION FOR CASE TERMINATING SANCTIONS: Mr. Parker advised that he was at Mr. Kemp's office when they got the missive from the Nevada Supreme Court; when he looked at the stay order, what Mr. Bice gave him yesterday morning, he did not recall the footnote itself. Mr. Parker suggested they all go with they all missed it. Court noted the letter is clear; everything in the February 7, 2020 order was stayed, and the Court is bound by that order. Mr. Parker read a portion of the order. Colloquy regarding the stay, footnote 4, and the items subject to the order before the motion to compel. Mr. Shevorski advised the writ of prohibition was served on the Law Clerk's and Judicial Executive Assistant's emails and provided the Court with the writ. COURT NOTED it thinks the Nevada Supreme Court has misunderstood what is at issue in the order and asked Mr. Shevorski again when all the items would be provided. Mr. Shevorski responded that Talova Davis expressly stated in her affidavit what she had done and that MM Development never challenged that. COURT ORDERED, preservation letter sent to the D.O.T. TO BE PROVIDED; if further action needs to be taken related to the lack of preservation, there will be a discussion about the D.O.T.'s problems internally since it is clear they did not preserve the phones, based on Mr. Pupo's testimony at the hearing.

Mr. Shevorski advised the State will have to consider its position and perhaps take up a writ. Colloquy regarding Mr. Pupo's testimony and argument as to what the Plaintiffs seem to be trying to do. COURT NOTED that before resuming the evidentiary hearing the Court wants to give the State an opportunity to fix the issue. Mr. Shevorski advised they still have a pending motion to vacate that

was supposed to be heard today, and he would like briefing on the current issue. COURT NOTED it has already made a determination under the sanctions motion; however, the Court is giving the State an opportunity which might mitigate against sanctions on the D.O.T.; the evidentiary hearing will not resume at this point.

Argument regarding witness sequencing. COURT NOTED deposition designations for QuantumMark witnesses and objections thereto be submitted. COURT REMINDED counsel that 24 hours under the trial protocol is 24 hours. Court gave Mr. Graf until noon to provide his objections. COURT ORDERED, any objections to the Arbelaez and Flores depositions be EMAILED to the Judicial Executive Assistant.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 15, 2020

10:45 AM

Minute Order

**objections overruled;
counterdesignations
approved**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has reviewed the designations by Mr. Kemp, the objections and counterdesignations by Ms. Shell, and the transcript of the deposition of Ms. Flores. The objections are **OVERRULED**, the counterdesignations are **APPROVED**. The video should be edited so that the designations and counterdesignations are played as one continual presentation of the video deposition.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 15, 2020

12:56 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has reviewed the objections by Mr. Smith and Mr. Graf and the transcript of the deposition of Ms. Jessee. The objections are OVERRULED except for those specifically identified herein. The video should be edited so that the following lines are deleted: page 34, line 8-1; and page 48, line 11-22, and as one continual presentation of the video deposition.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 15, 2020

1:31 PM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court has reviewed the objections by Mr. Graf and the transcript of the deposition of Mr. Arbelaez. The objections are **OVERRULED** except for those specifically identified herein. The objection related to the reading or quotations from the Marnell declaration are **SUSTAINED** as that document is hearsay. The video should be edited so that the following lines are deleted: page 14, line 4-7, line 13-20 ; page 15, line 14 to Page 16, line 9, page 16, line 22 page 17, line 24; page 18, line 11 18; page 19, line 1-page 20 line 11; page 20, line 18 page 21, line 16, page 24, line 14 to 18; page 24, line 22 to page 25, line 5; page 26, line 14 to 22; page 27, line 12 to 24. The video should be edited to allow continual presentation of the entire video deposition.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 7-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 16, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 16, 2020

8:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- MOTION TO REMOVE FILING FROM ODYSSEY EFILENV...BENCH TRIAL

Matters heard in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney David Gutke for GTI; Attorney Joseph Mott for Thrive; Keith Capurro and John Marshall, Client Representatives for Deep Roots; Tisha Black, Client Representative for Clear River; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive.

Mr. Gamble and Mr. Hsu appeared by telephone.

Additional exhibits by Thrive verified by Court I.T. and lodged with the Court.

Mr. Kemp advised that they have been working on a settlement and have only reached a partial one; in addition, Mr. Shevorski needs to consult with the chief of the Tax Commission and with former Chief Justice Douglas as a member of the Cannabis Compliance Board. Mr. Kemp further advised that they would like to continue opening statements until Monday, noting that they have gone through 15 drafts of the agreement for 2 days. COURT DECLINED counsel's request and asked him to notify the Court when they have reached a final deal. Mr. Shevorski explained the procedure. Mr. Gentile argued that because they prepared their entire case as a team, he will not be ready for opening statements until Monday. Mr. Williamson objected to continuing opening statements to Monday as he has mediation scheduled and requested they commence today. Mr. Bice agreed with continuing opening statements until tomorrow as the partial settlement, if successful, would streamline their case; however, they do not agree to continuing statements until Monday. Mr. Prince supported Mr. Kemp's request. Mr. Koch joined and agreed to just a one-day continuance. Mr. Graf stated he does not have a specific objection but noted that he simply wanted to make sure there are still pieces that need to fall in. Colloquy regarding remaining litigants after a successful partial settlement. COURT ORDERED, OPENING STATEMENTS CONTINUED until tomorrow, July 17, at 8:30 am. COURT FURTHER DIRECTED counsel for the State to prepare and submit to Department XI an order consistent with the writ served yesterday upon the Court.

COURT ORDERED, matters CONTINUED.

7-17-20 8:30 AM
EFILENV...BENCH TRIAL

MOTION TO REMOVE FILING FROM ODYSSEY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 17, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 17, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney

Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 1 (BENCH TRIAL)

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

MOTION TO REMOVE FILING FROM ODYSSEY EFILENV...BENCH TRIAL

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Joseph Mott, co-counsel to Mr. Gutierrez; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Frank Hawkins, Client Representative for Nevada Wellness, by phone; James Hammer, Client Representative, with Mr. Gentile.

Mr. Gamble, Mr. Hsu, and Mr. Parker appeared by telephone.

Mr. Hawkins advised that Mr. Parker sent a letter. Court noted it does not read letters from counsel. Mr. Kemp advised Mr. Parker will not be present today and has authorized him to say that Mr. Parker will WAIVE his opening.

Court, noting the email sent by Mr. Gentile with the Nevada Supreme Court's order, directed counsel to reference their comments when they draft the order.

Court further noted it was advised by the Judicial Executive Assistant that Rino Tenorio sent an email which Mr. Tenorio characterized as witness harassment; the Court told the Judicial Executive Assistant that it did not want to read the email but that the Judicial Executive Assistant was welcome to forward it to all counsel; unless a motion for protective order is filed, the Court cannot address the matter on just a communication.

With regards to a purported partial settlement, Mr. Kemp advised they were a smidgen away.

MOTION TO REMOVE FILING FROM ODYSSEY EFILENV: COURT ORDERED, motion GRANTED.

BENCH TRIAL: Colloquy regarding witnesses.

Opening statements WAIVED by Mr. Parker, Mr. Kemp, Mr. Bult, Mr. Christiansen, and Mr. Hone.

Opening statements PRESENTED by Mr. Miller, Mr. Shevorski, Mr. Prince. LUNCH RECESS.

Opening statements CONTINUED with Mr. Prince, Mr. Bice, Mr. Graf, Ms. Shell, Mr. Kahn, and Mr. Williamson. COURT ORDERED, powerpoint presentations used in opening statements MARKED as Court's Exhibits. (See worksheet.)

EXCLUSIONARY RULE INVOKED.

COURT DIRECTED counsel to DESIGNATE party representatives for trial.

Testimony and exhibits presented. (See worksheets.)

COURT ORDERED, trial CONTINUED.

WEEKEND RECESS.

7-20-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 20, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 20, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Arger, Anthony G.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney

Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney

JOURNAL ENTRIES

- DAY 2

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Tisha Black, Client Representative for Clear River; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Allen Puliz, Client Representative for THC, by phone; James Hammer, observing.

Mr. Gamble, Mr. Hsu, Mr. Parker, and Ms. Welch appeared by telephone.

Stipulation to exhibits placed on the record. Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheet.) LUNCH RECESS.

Testimony and exhibits presented.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-21-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 21, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 21, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Arger, Anthony G.	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney

Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- DAY 3

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Ogonna Brown for witness Amanda Connor; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive.

Mr. Gamble, Mr. Hsu, and Ms. Welch appeared by telephone. Mr. Parker appeared initially by telephone and later in person.

Testimony and exhibits presented. (See worksheets.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-22-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 22, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 22, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Arger, Anthony G.	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney

Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney

JOURNAL ENTRIES

- DAY 4

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Ogonna Brown for witness Amanda Connor; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River; Tim Donovan, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Matt McClure, Client Representative for Wellness Connection of Nevada, LLC; Mark Fierro, observing in the gallery.

Mr. Gamble, Mr. Hsu, and Ms. Welch appeared by telephone.

Arguments by Mr. Gentile, Mr. Shevorski, and Mr. Bice regarding the admissibility of particular exhibits. COURT ORDERED, OBJECTION OVERRULED as to 1293 and 1427 and those exhibits are ADMITTED; questioning will be allowed related to those internal communications but this will not apply to disciplinary proceedings.

Pursuant to the stipulation of the parties, placed on the record by Mr. Arger and Mr. Prince, COURT ORDERED, Defense Proposed Exhibits 3607, 3608, 3609, 3610 and Plaintiffs' Proposed Exhibit 1586 ADMITTED.

Testimony and exhibits presented. (See worksheets.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheet.) RECESS.

Testimony and exhibits continued. (See worksheet.)

Colloquy regarding witnesses next in line for questioning.

Mr. Fetaz placed on the record that opening briefs for the petition for judicial review are now due on August 5, 2020. Mr. Dzarnoski announced that his side filed their opening brief today, but no one

approached him or his firm about continuing the time for opening briefs or responses and they are potentially prejudiced. Court stated this matter will be discussed tomorrow.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-23-20 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 23, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 23, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney

Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 5

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Matt McClure, Client Representative for Wellness Connection.

Mr. Gamble, Mr. Hsu, and Mr. Williamson appeared by telephone.

Regarding provisionally admitted exhibit 1680, Mr. Smith advised this is about 1,300 pdfs marked as one exhibit, but the Plaintiffs do have the ability to cull out sections; the Intervenors have an objection as to foundation, hearsay, and relevance, so he would recommend various pages simply be culled out. Mr. Parker responded that he went through every page of this exhibit and explained they were responsive to the subpoena and is being handled as one big file. Court noted it may sustain hearsay objections. Mr. Parker responded that given the Court's inclination he has asked Shane to create a single exhibit for the portion that he wants in evidence.

Colloquy regarding witness scheduling. Mr. Dzarnoski advised that his firm chose not to stipulate to extend the filing of the briefs for the petition for judicial review. Further colloquy regarding witnesses.

Court reminded counsel to address any exhibits that were provisionally admitted and exhibits that were admitted but need redactions.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheets.)

Mr. Gentile placed on the record a text message he received from his law partner regarding potential Covid-19 exposure at a room used in his office. LUNCH RECESS.

Proceeding resumed. Arguments by Mr. Graf and Mr. Christiansen regarding Proposed Exhibit 1086. Mr. Christiansen advised he will use 3199 instead, which has been admitted.

Testimony and exhibits continued. (See worksheet.) RECESS.

Testimony and exhibits continued. (See worksheet.) RECESS.

Testimony and exhibits continued. (See worksheet.)

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-24-20 8:30 AM BENCH TRIAL...MOTION FOR AMENDING THE AMENDED
TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER
SHORTENING TIME

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 24, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Arger, Anthony G.	Attorney
Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney

Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney

JOURNAL ENTRIES

- DAY 6

MOTION FOR AMENDING THE AMENDED TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER SHORTENING TIME...BENCH TRIAL

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Chad Christensen, Client Representative for Pisos (Fidelis Holdings, Inc.); Dr. Pejman Bady, Client Representative for Clark and Nye Natural Medicine Solutions.

Mr. Hsu and Mr. Gamble appeared by telephone.

MOTION FOR AMENDING THE AMENDED TRIAL PROTOCOL NO. 2 TO ALLOW FOR ADDITIONS TO TRIAL WITNESS LIST ON ORDER SHORTENING TIME: Following arguments by Mr. Hunt, Mr. Shevorski, and Mr. Bice, COURT ORDERED, motion DENIED; given the production of preservation emails sent by the Attorney General's office, there is no need for further examination of the deputy attorneys general; however, this does not preclude examination of D.O.T. employees.

BENCH TRIAL: Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheets.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.)

COURT ORDERED, trial CONTINUED.

WEEKEND RECESS.

7-27-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 27, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 27, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney

Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 7

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith; Demetri Kouretas, Client Representative for TGIG; Phil Peckman, Client Representative for Thrive.

Mr. Gamble and Mr. Hsu appeared by telephone.

Court asked counsel about their availability on August 13 and 14. Based on Mr. Prince's and Mr. Rose's responses, COURT ORDERED, trial will not be in session on August 13 and 14, 2020.

Court shared the comments from the Chief Judge reiterating safety and mask-wearing given an uptick in positive Covid-19 test results. Court reminded all present that while they are not in the Regional Justice Center, they are required to follow the same safety protocols there. RECESS.

Testimony and exhibits presented. (See worksheets.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued.

Mr. Christiansen requested that at least one of his motions on order shortening time set for Friday, July 31st, be advanced to an earlier date. Court declined to grant the request absent a stipulation. Mr. Williamson objected to the request as they need an opportunity to file an opposition. COURT ORDERED, both motions on order shortening time ("Motion to Authorize Presentation of Testimony by Zoom Videoconference and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time", Qualcan LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time") by Mr. Christiansen will REMAIN on Friday, July 31st. Written objections are DUE Thursday, July 30th, by noon.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-28-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 28, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 28, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES**PRESENT:**

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 8

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith.

Mr. Hsu and Mr. Gamble appeared by telephone.

Testimony and exhibits presented. (See worksheets.) LUNCH RECESS.

Testimony and exhibits continued. (See worksheets.) COURT ORDERED, Danette Kluever's testimony STRICKEN; objections to be included at the next playback.

Mr. Dzarnoski advised that they expected Mr. Pupo to testify tomorrow; however, he has seen emails between Mr. Gentile and Ms. Welch indicating that a motion was filed seeking authority to take witness testimony by Zoom; that has created an issue, but Mr. Gentile is insisting on the presence of Mr. Pupo tomorrow. Mr. Dzarnoski continued that he does not know whether Mr. Pupo will be here tomorrow, but he felt it incumbent upon him to advise the Court. COURT NOTED it previously denied the protective order. Mr. Prince advised that it was clear as of last Friday that Mr. Pupo was going to testify; however, Mr. Rulis sent an email with Mr. Pupo's name red-lined, so no one prepared for him, and what is happening now is not fair to anyone. Court inquired of Mr. Rulis whether he sent an email canceling Mr. Pupo for tomorrow. Mr. Rulis confirmed that on Sunday, he sent an email with Mr. Pupo's name stricken. Court stated everyone will then listen to Ms. Kluever's testimony tomorrow.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-29-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 29, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 29, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 9

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Leo Wolpert for GreenMart.

Mr. Hsu and Mr. Gamble appeared by telephone.

Colloquy regarding objections in Danette Kluever's deposition, sequencing of upcoming witnesses, and an update on Ms. Cronkhite's status. Testimony and exhibits presented. (See worksheets.)
RECESS.

Testimony and exhibits continued.

Mr. Kemp advised that he and Mr. Shevorski wished to advise the Court that they have reached a partial settlement. Mr. Rulis placed on the record the parties who had settled. Mr. Kemp added that there is a tax commission meeting on Friday (July 31, 2020) by Zoom. Court excused from the remainder of today's proceedings the Plaintiffs who wished to leave. Ms. Sugden argued on behalf of her client, THC, a lack of transparency which prompted her and Ms. Chattah to file the motion (for TRO) set for Friday (July 31, 2020); they intend to oppose the settlement, as there are detrimental terms in the agreement that have not been disclosed; all they have are agenda items, and no stipulation has been circulated; there is a severe conflict of interest. COURT ORDERED, the motion for TRO will REMAIN on Friday (July 31, 2020) so it can be heard prior to the tax commission meeting. Ms. Chattah added that they have issues to present at the tax commission meeting; from the last draft of the settlement she saw, there was a provision, and she can only assume that the provision will carry on to the settlement, where the Plaintiffs who settle will file a motion to intervene as Defendants; also, she does not think the tax commission has jurisdiction over this, but she will go into more detail on Friday. Mr. Kemp advised that they intend to circulate the agreement within minutes and intend to file an opposition to the motion on Friday. LUNCH RECESS.

Testimony and exhibits presented. (See worksheet.)

Mr. Christiansen requested to withdraw his two motions ("Motion to Authorize Presentation of

Testimony by Zoom Videoconferencing and to Reduce 7-Day Notice to 3 Days for Zoom Witnesses and Nevada Residents on Order Shortening Time"; "Qualcan, LLC's Motion to Admit into Evidence Prior Testimony and Documents Admitted During the Preliminary Injunction Hearing on Order Shortening Time"). COURT ORDERED, motions WITHDRAWN; however, the JOINDERS will REMAIN. RECESS.

Testimony and exhibits continued. (See worksheet.)

Colloquy regarding the plan for tomorrow and Friday. COURT ORDERED, the trial will be in session only in the morning of Friday, July 31st, to allow the parties to attend the tax commission meeting,

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-30-20 8:30 AM EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER
SHORTENING TIME... BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 30, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 30, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 10

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME...BENCH TRIAL

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine and Attorney Leo Wolpert for Greenmart.

Mr. Fetaz and Mr. Hsu appeared by telephone.

EMERGENCY MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME: Court advised Ms. Welch that the Court did not review Mr. Pupo's doctor's note in camera; after it was provided in court, the Court sealed the note. Ms. Welch argued in support of the motion for protective order, explaining that Mr. Pupo is a vulnerable individual and that the purpose of this motion is to delay Mr. Pupo's testimony until the Court rules on tomorrow's motions, which include a motion for testimony via Zoom. Court explained the technical issues. Mr. Gentile argued in response and advised the Court of the witnesses they have lined up. Court, noting an email from the Assistant Court Administrator for I.T., explained that there is a sound issue in the current makeshift courtroom, which would be a problem from a record standpoint as there would not be a transcript for people testifying by Zoom. COURT ORDERED, motion for protective order GRANTED but only until Friday (July 31, 2020).

BENCH TRIAL: Testimony and exhibits presented. (See worksheets.) LUNCH RECESS.

Testimony and exhibits continued. (See worksheets.)

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

7-31-20 8:30 AM HIGH SIERRA HOLISTICS, LLC'S JOINDER TO QUALCAN LLC'S
MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED

DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME...
...TGIG'S JOINDER TO QUALCAN LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR
TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION
HEARING ON ORDER SHORTENING TIME...

...EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND
MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME...

...BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

July 31, 2020

A-19-787004-B

In Re: D.O.T. Litigation

July 31, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney

Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 11

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Tisha Black, Client Representative for Clear River; Allen Pulitz, Client Representative for THC; Phil Peckman, Client Representative for Thrive.

Mr. Gamble and Mr. Pulitz appeared by telephone.

EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME: Following arguments by Ms. Sugden, Ms. Chattah, Mr. Miller, Mr. Slater, Mr. Kemp, Mr. Shevorski, Mr. Koch, Mr. Gutierrez, Ms. Shell, Mr. Kahn, Mr. Schwarz, Mr. Rose, Ms. Braster, and Mr. Gentile, COURT ORDERED, as the agreement does not seek to limit the Court's authority on the remaining claims, the Court will not interfere with the business decisions made by the parties and will leave to the Tax Commission whether they have the authority to approve the settlement.

JOINDER AND SUPPLEMENT TO QUALCAN, LLC'S MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM VIDEOCONFERENCE AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME...

...THRIVE'S LIMITED JOINDER TO MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM VIDEOCONFERENCING AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME...

...DEFENDANT PUPO'S LIMITED JOINDER AND SUPPLEMENT TO QUALCAN LLC'S MOTION TO AUTHORIZE PRESENTATION OF TESTIMONY BY ZOOM VIDEOCONFERENCE AND TO REDUCE 7-DAY NOTICE TO 3 DAYS FOR ZOOM WITNESSES AND NEVADA RESIDENTS ON ORDER SHORTENING TIME: Following arguments by Mr. Gentile, Ms. Welch, Mr. Prince, Mr. Williamson, Mr. Schwarz, and Ms. Levin, COURT ORDERED, where it involves serious medical issues or interstate travel, the motion is GRANTED; however, the party proffering the witness or calling the witness will OBTAIN a stipulation or order from the Court identifying the alternative best

means for recording the testimony of the witness if it is unable to be picked up by the JAVS system in the current room being used in this trial and the transcript is unavailable for that portion.

HIGH SIERRA HOLISTICS, LLC'S JOINDER TO QUALCAN LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME...

...TGIG'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME...

...NATURAL MEDICINE, LLC'S JOINDER TO QUALCAN, LLC'S MOTION TO ADMIT INTO EVIDENCE PRIOR TESTIMONY AND DOCUMENTS ADMITTED DURING THE PRELIMINARY INJUNCTION HEARING ON ORDER SHORTENING TIME: Matter submitted. COURT ORDERED, motion DENIED WITHOUT PREJUDICE; the Court does not remember everything that happened in the preliminary injunction hearing as the Court has done too many other bench trials and evidentiary proceedings to trust its memory, which may be faulty; however, counsel may identify prior testimony on a case by case piece of evidence.

MR. PRINCE'S COUNTERMOTION REGARDING JOHN RITTER: Following arguments by Mr. Prince and Mr. Gentile, COURT ORDERED, the request as to Mr. Ritter is DENIED as Mr. Ritter was not served with subpoena in the State of Nevada; however, any prior testimony may be used by any party. COURT FURTHER ORDERED, the portion in the Zoom motion that relates to the REQUEST TO SHORTEN NOTICE is DENIED; unless there is a stipulation by the parties the Court will not allow that.

BENCH TRIAL: Testimony and exhibits presented. (See worksheet.)

Mr. Gentile advised the Court of next week's order of witnesses.

Ms. Chattah read into the record a letter sent by the cannabis compliance board to the tax commission.

COURT ORDERED, trial CONTINUED.

RECESS.

8-3-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 03, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 03, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Arger, Anthony G.	Attorney
Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney

Shell, Alina	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 12

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Keith Capurro, Client Representative for Deep Roots; Phil Peckman, Client Representative for Thrive.

Mr. Hone and Mr. Gamble appeared by telephone.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. LUNCH RECESS.

Testimony and exhibits presented.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

8-4-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 04, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 04, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney

Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 13

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith; Keith Capurro, Client Representative for Deep Roots; Tisha Black, Client Representative for Clear River.

Mr. Hsu and Mr. Gamble appeared by telephone.

Mr. Prince requested that trial be dark on Friday (August 7, 2020) because there is a cannabis board meeting at 10 am. Court noted it has not officially heard about it from the state, although the Court has heard about it from Mr. Gentile. Ms. Shell stated she knows of the meeting. Mr. Shevorski confirmed there is a meeting on Friday but that it will not last as long because it is only written comment; it will take an hour or less, and he does not think the parties will need to take a day off from the trial; he would ask that the trial recess at 9:45 and resume at 1 pm. Mr. Gentile advised that the written agenda says there is public comment at 10 and the parts of the settlement comes after , and then public comment, and then it says adjourn for possible action; it would be his request that they at least have the morning and then start trial in the afternoon. Court stated it will let Mr. Shevorski do more research. Mr. Prince noted that they simply need to make sure, because he has a witness who has a family medical issue. Mr. Gentile also noted that because the Plaintiffs cannot rest until they complete Ms. Cronkhite's testimony, and may need to take her deposition in order to preserve her testimony, they may make use of the extra time to do so.

Testimony and exhibits presented. (See worksheets.) Mr. Shevorski, as an update, advised that Friday's cannabis board meeting will have written questions beforehand, that it will be publicly broadcast on Zoom, and written questions or comment will be read during the hearing; there will be no live questions. RECESS.

Testimony and exhibits continued. LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.) COURT ORDERED, per counsel's request, trial

will be DARK on Friday, August 7, 2020. RECESS.

Testimony and exhibits continued.

COURT ORDERED, trial CONTINUED.

Ms. Shell advised she is withdrawing her supplement and she and Mr. Parker spoke regarding Mr. Parker's motion set for tomorrow, August 5th. COURT ORDERED, Nevada Wellness Center, LLC's Motion to Strike on an Order Shortening Time taken OFF CALENDAR.

EVENING RECESS.

8-5-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 05, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 05, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Barrett, Whitney	Attorney
Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney

Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 14

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Cayla Witty for GreenMart; Keith Capurro, Client Representative for Deep Roots; Phil Peckman, Client Representative for Thrive; Allen Puliz, Client Representative for THC; Demetri Kouretas, Client Representative for TGIG.

Mr. Hsu and Mr. Gamble appeared by telephone.

Mr. Gentile asked that they take Ms. Cronkhite's deposition tomorrow, and the Plaintiffs would probably be able to rest; all the intervenors and the State are agreeable, so he asks for the Court's blessing to preserve Ms. Cronkhite's testimony. Mr. Shevorski agreed. Mr. Smith noted that to the extent there is any testimony they do not finish today, they finish it tomorrow before taking Ms. Cronkhite's testimony. Mr. Gentile advised he will schedule her deposition for 10 am. COURT ORDERED, given Ms. Cronkhite's medical issues the Court will ALLOW the perpetuation of testimony to occur and then the preserved testimony will be played on Monday (August 10, 2020). Mr. Gentile concurred that is the plan; they are ordering an expedited transcript. Court suggested, however, that Ms. Cronkhite testify by video given her medical condition.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheet.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheet.) RECESS.

Testimony and exhibits continued. (See worksheet.)

COURT ORDERED, trial CONTINUED.

Mr. Rullis placed on the record a stipulation with the State to extend the filing of opening briefs on the petition for judicial review. Mr. Dzarnoski noted he still has an objection. Court stated it recognizes the stipulation and that the Court was advised as a courtesy; the Court did not order the extension.

Ms. Levin advised Ms. Cronkhite has a doctor's note indicating she can return to work; she can appear live for her testimony.

EVENING RECESS.

8-6-20 8:30 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 06, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 06, 2020

8:30 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gentile, Dominic P.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shevorski, Steven G.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

Witty, Cayla

Attorney

JOURNAL ENTRIES

- DAY 15

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Keith Capurro, Client Representative for Deep Roots; Karalin Cronkhite, Client Representative for the Nevada Department of Taxation; Demetri Kouretas, Client Representative for TGIG.

Mr. Hsu appeared by telephone.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheet.) LUNCH RECESS.

Testimony and exhibits presented.

COURT ORDERED, trial CONTINUED.

RECESS.

8-10-20 8:30 AM JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING
TIME...
...OBJECTION TO DISCLOSURE AND MOTION TO STRIKE...
...BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 10, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 10, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Prince, Dennis M	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney

Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney
Witty, Cayla	Attorney

JOURNAL ENTRIES

- DAY 16

JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING TIME...OBJECTION TO DISCLOSURE AND MOTION TO STRIKE...BENCH TRIAL

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Retired Chief Justice William Maupin, representing TGIG; Attorney Mahogany Turfley for Nevada Wellness Center; Keith Capurro, Client Representative for Deep Roots; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive.

Mr. Hsu, Mr. Gamble, Mr. Maupin, and Ms. Welch appeared by telephone.

JOINT MOTION TO RELEASE FUNDS ON ORDER SHORTENING TIME: Following arguments by Mr. Bult, Mr. Kemp, Mr. Gentile, Ms. Chattah, Mr. Maupin, and Mr. Gamble, COURT ORDERED, the counter motion is well-placed; upon entry of the order on the 5% rule, the bond necessity would be extinguished; however, since the Court does not have an order, the joint motion to release funds is DENIED WITHOUT PREJUDICE. In addition, counsel may file a motion for reconsideration.

OBJECTION TO DISCLOSURE AND MOTION TO STRIKE: Following arguments by Ms. Chattah, Mr. Kemp, and Mr. Rulis, COURT ORDERED, motion DENIED; however, this does not mean the criminal complaint of Mr. Madrigal is relevant or admissible; the motion is DENIED for purposes of 16.1 disclosure only.

BENCH TRIAL: Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheets.) LUNCH RECESS.

Testimony and exhibits presented. (See worksheets.)

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

8-11-20 8:30 AM MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE
MAXIM OF UNCLEAN HANDS AGAINST THE TGIG PLAINTIFFS...BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 11, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 11, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney

Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 17

MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAINST THE TGIG PLAINTIFFS...BENCH TRIAL

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Joseph Mott; Keith Capurro, Client Representative for Deep Roots; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive.

Mr. Gamble, Mr. Hsu, Mr. Parker, and Ms. Welch appeared by telephone.

MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAINST THE TGIG PLAINTIFFS: Following arguments by Mr. Gentile, Mr. Shevorski, Mr. Bice, and Mr. Williamson, COURT ORDERED, motion DENIED; equitable maxim does not apply to all causes of action, especially the injunctive relief claim; however, the conduct of certain Plaintiffs will not be imputed to other Plaintiffs unless there is a concert of action.

BENCH TRIAL: Mr. Gentile and the other Plaintiffs present in the courtroom advised they had no additional evidence. Mr. Parker requested that given the pending settlement he would reserve his rights as to Ms. Cronkhite. COURT NOTED that this is a trial and now is the time. Mr. Parker requested 5 minutes to speak with the other settling Plaintiffs off the record. RECESS.

Proceeding resumed. Upon Court's inquiry, Mr. Parker confirmed they rest. Court inquired of Mr. Gamble. Receiving no response, Court noted that Mr. Gamble's case is technically severed and the Court will assume he has nothing to add. At the hour of 8:52 a.m, the Plaintiffs RESTED.

Following arguments by Mr. Bice, Mr. Prince, Mr. Gutierrez, Mr. Kahn, Mr. Graf, Mr. Koch, Mr. Shevorski, Mr. Gentile, and Ms. Sugden, COURT ORDERED, the 52(c) motions for partial findings are DENIED; there are genuine issues related to the fairness of the process, presented in the Plaintiffs

case-in-chief, and, at this stage, the Court is not in a position to weigh the evidence to make a determination. RECESS.

Defendant's / Intervenor Defendants' case-in-chief commenced. Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheet.) LUNCH RECESS.

Testimony and exhibits presented. RECESS.

Testimony and exhibits continued. (See worksheet.)

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

8-12-20 8:30 AM HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF
DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME...
...RURAL REMEDIES, LLC'S JOINDER IN THC NEVADA, LLC AND HERBAL CHOICE INC.'S
MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25...
...BENCH TRIAL

8-14-20 CHAMBERS HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS MM
DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO
PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3)...
...NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO
SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO
OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO
ENLARGE TIME FOR FILING OPENING BRIEF...
...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF
PETITION FOR JUDICIAL REVIEW...
...PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC ET AL'S OPENING
BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...
...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' OPENING BRIEF IN SUPPORT OF
PETITION FOR JUDICIAL REVIEW...
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS
LLC, CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG,
LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...
...THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO
TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS
TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING
BRIEF...

...TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF

8-17-20 8:30 AM BENCH TRIAL...

...DEFENDANT-INTERVENORS MOTION TO MODIFY THE PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 12, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 12, 2020

8:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney

Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney
Witty, Cayla	Attorney

JOURNAL ENTRIES

- DAY 18

HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME...

...RURAL REMEDIES, LLC'S JOINDER IN THC NEVADA, LLC AND HERBAL CHOICE INC.'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25...

...BENCH TRIAL

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Retired Chief Justice William Maupin representing TGIG; Attorney Nicholas Donath for Green Leaf Farms Holdings, LLC, Green Therapeutic, LLC, NevCann LLC, Red Earth LLC; Mark Bradley, Client Representative for Attorney for Green Leaf Farms Holdings, LLC, Green Therapeutic, LLC, NevCann LLC, Red Earth LLC; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Keith Capurro, Client Representative for Deep Roots.

Mr. Gamble, Mr. Hsu, Mr. Maupin, and Ms. Welch appeared by telephone.

HERBAL CHOICE'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25 ON ORDER SHORTENING TIME...RURAL REMEDIES, LLC'S JOINDER IN THC NEVADA, LLC AND HERBAL CHOICE INC.'S MOTION FOR PARTIAL SUBSTITUTION OF DEFENDANT PURSUANT TO NRCP 25: Following argument by Ms. Sugden in support of adding the CCB as a Defendant in addition to the D.O.T., COURT ORDERED, motion GRANTED. Mr. Bice noted that adding the CCB does not expand the scope of the case. Court concurred. Mr. Shevorski requested that by adding them the Court should allow them to revise their findings of fact and conclusions of law to take account of this new circumstance. COURT DIRECTED counsel to submit any supplemental findings of fact and conclusions of law only by Friday (August 14, 2020) at 5 pm.

BENCH TRIAL: Court noted the appearance of Mr. Donath. Mr. Donath advised he nothing to say at this time. Mr. Bice advised that there is an evidentiary issue that he and Mr. Gentile have a disagreement on; it is proposed exhibit 1952, to which Mr. Gentile has an objection as to substance. COURT ORDERED, that is irrelevant to these proceedings, but the Court NOTES that counsel has offered it. Mr. Bice argued its relevance for the record.

Court directed Mr. Gentile to submit a proposed order on the motion regarding the audit report.

Testimony and exhibits presented. (See worksheets.) RECESS.

Testimony and exhibits continued. (See worksheets.)

At the hour of 11:14 a.m., the Defendant and Intervenor Defendants RESTED. Mr. Gentile advised that they had no rebuttal case. Court noted Mr. Kemp has issues regarding severance. Mr. Kemp advised that as a settled party he does not know if it is appropriate to file such a motion, and perhaps one of the other Plaintiffs may do so. Mr. Gentile advised he cannot say at this point as he does not yet have the documents. Mr. Kemp advised they were served.

Mr. Shevorski requested that they start later on Monday in order to take his daughter to school. COURT ORDERED, trial CONTINUED Monday, August 17, at 9:30 am. Mr. Koch advised he will WITHDRAW his motion to modify the preliminary injunction on order shortening time that was set for Monday. COURT SO ORDERED. Mr. Kahn advised he just sent a motion to the Department XI inbox and requested that it be set on shortened time. COURT ORDERED, it will be SET for Monday, August 17 at 9:30 am.

Colloquy regarding time allotments for closing arguments. Court directed counsel to share any closing PowerPoints to the other side; it is not a 24-hour thing, and it is not evidence, but simply a courtesy that the other side can respond to something that may be over critical.

WEEKEND RECESS.

8-14-20 CHAMBERS HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3)...

...NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF...

...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC, CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG,

LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...
...THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO
TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS
TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING
BRIEF...

...TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS
HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND
MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND
RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-
RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR
FILING OPENING BRIEF

8-17-20 9:30 AM BENCH TRIAL...HELPING HANDS WELLNESS CENTER, INC'S
MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 13, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 13, 2020

11:05 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Counsel are advised that as part of the proceedings in A-17-755479-B the Court reviewed a valuation report which addresses the industry as a whole. The report was filed on August 12, 2020 and is not sealed.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-13-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 14, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 14, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV, LLC'S MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF...

...NATURAL MEDICINE, LLC'S JOINDER TO MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF...

...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC, CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY LLC'S JOINDER TO TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF...

...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' OPENING BRIEF IN SUPPORT OF

PETITION FOR JUDICIAL REVIEW...

...PLAINTIFF HERBAL CHOICE INC. JOINDER TO PLAINTIFF TGIG LLC. ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW...

...HIGH SIERRA HOLISTICS, LLC'S JOINDER TO PLAINTIFFS' MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S FIFTH SUPPLEMENT TO PRETRIAL DISCLOSURES PURSUANT TO NRCP 16.1(A)(3)

The Court, having reviewed the motion to supplement the record and the related briefing and being fully informed, DENIES the motion. For purposes of this claim, the Plaintiffs are attempting to expand the record beyond the confines of NRS 233B.131 and impede the confidentiality of portions of all applications as previously established in this case. Counsel for the State is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-17-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 17, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 17, 2020

9:30 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Bult, Adam K.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Donath, Nicolas R.	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Higgins, Brigid M.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Maupin, William D.	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney

Puzey, James W.	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 19

MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON OST...HELPING HANDS WELLNESS CENTER, INC.'S MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION...BENCH TRIAL

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Attorney Tim Donovan for TGIG; Attorney Steven Cohen, of Counsel for THC Nevada; Phil Peckman, Client Representative for Thrive; Keith Capurro, Client Representative for Deep Roots.

Mr. Donovan, Mr. Gamble, Mr. Hsu, and Mr. Maupin appeared by telephone.

COURT NOTED there were orders in the Department XI inbox that had no signatures nor agreement: an order denying the ex parte application for temporary restraining order and an order regarding the motion for summary judgment related to the final audit. There being no objections by Mr. Shevorski, Mr. Gentile, Ms. Sugden, Ms. Chattah, Mr. Koch, COURT ORDERED, all orders APPROVED, to be FILED by the Judicial Executive Assistant.

MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON OST: Argument by Ms. Sugden. Matter submitted by Mr. Maupin on the points and authorities. Opposition by Mr. Koch, and reply by Ms. Sugden. COURT ORDERED, motion DENIED; the hearing process for the motions anticipated following the August 29, 2019 hearing were pre-trial motions; the parties are now in trial on those injunctive relief issues, and motion practice is not necessary since the parties had an opportunity to be heard during this portion of the trial; thus, Mr.

Shevorski's notice is NOT STRICKEN.

HELPING HANDS WELLNESS CENTER, INC.'S MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION: Following argument by Mr. Kahn in support of the motion, COURT ORDERED, motion DENIED; there is no need for the Court to modify the preliminary injunction order; the Court left it to the State to make an administrative decision related to that.

BENCH TRIAL: Closing argument by Mr. Gentile. LUNCH RECESS.

Proceeding resumed. Closing arguments by Ms. Chattah, Ms. Sugden, Mr. Donath, and Mr. Shevorski. RECESS.

Closing arguments by Mr. Prince, Mr. Bice, Mr. Koch, Mr. Rose, Ms. Braster, and Ms. Shell.

COURT ORDERED, trial CONTINUED.

EVENING RECESS.

8-18-20 9:00 AM BENCH TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 18, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 18, 2020

9:00 AM

Bench Trial

HEARD BY: Gonzalez, Elizabeth

COURTROOM: No Location

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Donath, Nicolas R.	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gentile, Dominic P.	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hepworth, Justin S.	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Kahn, Jared B	Attorney
Kemp, William Simon	Attorney
Koch, David	Attorney
Levin, Akke	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Parker, Theodore	Attorney
Prince, Dennis M	Attorney
Puzey, James W.	Attorney
Rose, L. Christopher	Attorney

Rulis, Nathanael R., ESQ	Attorney
Schwarz, Joel Z.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Smith, Jordan T., ESQ	Attorney
Sugden, Amy L.	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- DAY 20

Trial conducted in the temporary courtroom facility designated by the Chief Judge in the Las Vegas Convention Center.

APPEARANCES CONTINUED: Attorney Stephanie Smith for Natural Medicine; Keith Capurro, Client Representative for Deep Roots; Phil Peckman, Client Representative for Thrive; Demetri Kouretas, Client Representative for TGIG; Karalin Cronkhite, Client Representative for the State of Nevada Department of Taxation; Phil Peckman, Client Representative for Thrive; Mark Bradley, Client Representative for Attorney for Green Leaf Farms Holdings, LLC, Green Therapeutic, LLC, NevCann LLC, Red Earth LLC.

Mr. Hsu appeared by telephone.

Mr. Shevorski advised High Sierra and Shane Terry's outfit have reached a settlement agreement; it needs facilitation through the administrative process with the CCB and is with them for review; he does not have authority to handle it.

Closing arguments by Mr. Graf, Mr. Schwarz, Mr. Kahn, and Mr. Williamson. RECESS.

Rebuttal by Ms. Chattah, Ms. Sugden, and Mr. Miller.

PowerPoint presentations used in closing arguments MARKED sequentially as Court's Exhibits.

COURT ORDERED, matter will STAND SUBMITTED. Status Check on the Court's Decision SET on September 4, 2020 in chambers. The Court would also like to schedule the petition for judicial review -- Phase I of the trial -- during the week of September 8 and will address that with the parties at the hearing on August 24, 2020.

8-24-20 9:00 AM DEPARTMENT OF TAXATION'S MOTION FOR RECONSIDERATION

PRINT DATE: 10/27/2020

Page 303 of 324

Minutes Date: April 01, 2019

OF COURT'S SUMMARY JUDGMENT ON DECLARATORY RELIEF ON ORDER SHORTENING
TIME

9-4-20 CHAMBERS STATUS CHECK: DECISION

9-18-20 CHAMBERS MOTION REQUESTING JUDICIAL SIGNATURE ON THE
PROPOSED ORDER FOR VOLUNTARY DISMISSAL OF TRYKE COMPANIES SO NV, LLC, TRYKE
COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 24, 2020

8:00 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- With respect to Nevada Wellness' motion for case terminating sanctions filed June 26, 2020:

Following the interrupted evidentiary hearing on the motion, the Court heard additional evidence during the non-jury trial of this matter. The motion is GRANTED IN PART. While case terminating sanctions and/or an irrebuttable presumption were requested, after evaluation of the Ribiero factors, these are not appropriate. Given the production of certain text messages with Pupo by some Industry Defendants and their attorney, Amanda Connor, the impact of the loss of evidence was limited. As a result, the Court imposes an evidentiary sanction in connection with the Sanctions ruling that the evidence on Pupo's phone, if produced would have been adverse to the D.O.T. This presumption may be rebutted during trial. Mr. Shevorski to prepare the order.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-24-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

August 24, 2020

A-19-787004-B

In Re: D.O.T. Litigation

August 24, 2020**11:27 AM****Minute Order****HEARD BY:** Gonzalez, Elizabeth**COURTROOM:** Chambers**COURT CLERK:** Dulce Romea**RECORDER:****REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- As no party has indicated a scheduling conflict with the Court's proposed date for Phase 1, the proceedings on Phase 1 will commence on Tuesday, September 8, 2020 and complete by Thursday, September 10, 2020. Pursuant to Administrative Order 20-01, the matter will be conducted remotely by BlueJeans with no physical appearances. As the only proceedings in this phase will be argument and based upon the submitted record and briefing, no additional exhibits will be accepted. As detailed in the Trial Protocol, all Plaintiffs are allocated 1 day; all Defendants and intervenors are allocated 1 day; and Plaintiffs will have rebuttal argument not to exceed 1 day. Any PowerPoint presentations intended to be used in the case-in-chief arguments must be submitted by 8 am on Tuesday, September 8. Any rebuttal PowerPoint must be submitted by 8 am on September 10.

9-8-20 9:00 AM PETITION FOR JUDICIAL REVIEW (TRIAL PHASE 1)

CLERK'S NOTE: Start time on September 8, 2020 to be determined; parties will be notified. A copy of this minute order was distributed via Odyssey File and Serve. / dr 8-24-20

CLERK'S NOTE: Petition for judicial review will COMMENCE at 9 am on Tuesday, September 8, 2020. Parties notified by distributing a copy of this updated minute order via Odyssey File and Serve. / dr 8-25-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 01, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 01, 2020 9:00 AM Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Jill Chambers

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Chattah, Sigal	Attorney
Christiansen, Peter S	Attorney
Dzarnoski, Mark S.	Attorney
Fetaz, Maximilien D.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Higgins, Brigid M.	Attorney
Hone, Eric D.	Attorney
Hsu, Rick R.	Attorney
Hunt, John A	Attorney
Kahn, Jared B	Attorney
Maupin, William D.	Attorney
Parker, Theodore	Attorney
Rose, L. Christopher	Attorney
Rulis, Nathanael R., ESQ	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Slater, Craig D.	Attorney
Sugden, Amy L.	Attorney
Wight, Brody R.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Counsel appearing remotely via Bluejeans.

Joseph Mott and Stephanie Smith also present.

Mr. Maupin and Mr. Kahn argued the Motion. Ms. Shell rested on the pleadings.

Court noted there was an Opposition filed by Helping Hands. Mr. Kahn argued his position.

Court advised parties there will be an additional footnote to the Court's decision 9/4/20 stating there will be a certain number of days to file objections to the release of the bond funds since it is being converted to a permanent injunction by the summary judgment. That deadline will be 9/11/20.

Court SET the matter on calendar to verify if any objections were filed, at which time the Court will consider setting an Evidentiary Hearing after phase one of the trial adding there was a Petition for Judicial Review set that same date and time.

COURT ORDERED, MOTION DENIED WITHOUT PREJUDICE until the release of 9/4/20's order. Ms. Snugden to prepare the order.

Court directed counsel to send the Courtroom Clerk copies of their Powerpoint Presentations they plan to use in their arguments on the Petition for Judicial Review no later than 8:00 AM on 9/8/20.

9/8/20 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 03, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 03, 2020 9:00 AM Motion

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Teri Berkshire

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Bice, Todd L	Attorney
Braster, Jennifer L.	Attorney
Christiansen, Peter S	Attorney
Fetaz, Maximilien D.	Attorney
Graf, J. Rusty	Attorney
Hunt, John A	Attorney
Mikhaylov, Kirill V.	Attorney
Miller, Ross J.	Attorney
Shell, Alina	Attorney
Shevorski, Steven G.	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Parties present Via Court Call. Joseph Mott Esq., on behalf of Tryke also present Via Court Call. Stephanie Smith Esq., on behalf of Strive Wellness of Nevada LLC., also present Via Court Call. Mr. Tim Donovan, Consultant for TGIG, also present Via Court Call.

There being no opposition, COURT ORDERED, Circle S Farms LLC's Request for Judicial Notice and Ex Parte Request for Order Shortening Time, GRANTED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 04, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 04, 2020 3:00 AM Status Check

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Decision filed.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 10, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 10, 2020 8:00 AM Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the Order Shortening Time is DENIED. The matter will be set and briefed in the ordinary course.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-10-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 11, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 11, 2020 11:17 AM Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The proposed findings by the Department of Taxation have been submitted too late. The trial protocol required submission prior to the commencement of the phase.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-14-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 18, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 18, 2020 3:00 AM All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- STATUS CHECK: COURT'S DECISION ON PETITION FOR JUDICIAL REVIEW (TRIAL PHASE 1):
Decision issued.

STATUS CHECK: SCHEDULING TRIAL PHASE 3: Court reviewed Plaintiff's Status Report.
Supplemental Rule 16 Conference on Phase 3 SET.

MOTION REQUESTING JUDICIAL SIGNATURE ON THE PROPOSED ORDER FOR VOLUNTARY
DISMISSAL OF TRYKE COMPANIES SO NV, LLC, TRYKE COMPANIES RENO, LLC, AND
NULEAF INCLINE DISPENSARY, LLC: Court notes order filed; matter OFF CALENDAR.

10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO
AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN
LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS
OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF
FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND
PERMANENT INJUNCTION

10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File & Serve. / dr 9-23-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

September 21, 2020

A-19-787004-B

In Re: D.O.T. Litigation

September 21, 2020 3:09 PM Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Court notes that Helping Hands has filed an objection to the release of the bond. The settling Plaintiffs and Helping Hands have also entered into a stipulation related to the release of bond funds. If any Plaintiff who did not enter into the stipulation filed September 16, 2020 wishes to contest the objector's position, a written response should BE FILED in 5 judicial days. If no written response is received from Plaintiff who did not enter into the stipulation filed September 16, 2020, the Court will address the release of bond funds solely based on the September 11 and September 16 filings and related documents. The Court recognizes that if a Plaintiff who did not enter into the stipulation filed September 16, 2020 provides a written response that an evidentiary hearing may be necessary.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 9-21-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 06, 2020

A-19-787004-B

In Re: D.O.T. Litigation

October 06, 2020

8:00 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, matter SET for Helping Hands' Objection to the Release of Bond Funds to Plaintiffs SET on Tuesday, October 20, 2020 at 9:00 am.

10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION

10-20-20 9:00 AM

MOTION TO RELEASE TRYKE COMPANIES SO NV, LLC, TRYKE

COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S BOND FUNDS ON AN ORDER SHORTENING TIME...

...HELPING HANDS WELLNESS CENTER, INC'S OBJECTION TO THE RELEASE OF BOND FUNDS TO PLAINTIFFS

10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III

11-2-20 9:00 AM CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER AND SUPPLEMENT TO MOTIONS TO RETAX...

...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS...

...NATURAL MEDICINE, LLC'S JOINDER TO JOINT MOTION TO RETAX AND SETTLE COSTS FILED ON September 24, 2020...

...JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED September 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS..

...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED September 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE...

...RURAL REMEDIES, LLC'S JOINDER IN ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS...

...MOTION TO RETAX AND SETTLE COSTS

11-6-20 CHAMBERS RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS'...
...MOTION TO RETAX AND SETTLE COSTS...

...MOTION TO RETAX AND SETTLE COSTS (RE: LONE MOUNTAIN PARTNERS, LLC'S MEMORANDUM OF COST PURSUANT TO NRS 18.110 FILED September 28, 2020)

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-6-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 08, 2020

A-19-787004-B

In Re: D.O.T. Litigation

October 08, 2020

10:51 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, Motion to Renew Joinder to TGIG's Countermotion for Order Dispensing with the Bond Requirement for Purposes of the Preliminary Injunction Order on Order Shortening Time filed August 26, 2020, previously heard on September 1, 2020 RESET on Tuesday, October 20, 2020 at 9 am.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-8-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 08, 2020

A-19-787004-B

In Re: D.O.T. Litigation

October 08, 2020

10:51 AM

Minute Order

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, the November 2, 2020 motions to retax are RESET on November 6, 2020 to be heard with the others.

10-16-20 CHAMBERS HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...
...TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

10-20-20 9:00 AM

MOTION TO RELEASE TRYKE COMPANIES SO NV, LLC, TRYKE

COMPANIES RENO, LLC, AND NULEAF INCLINE DISPENSARY, LLC S BOND FUNDS ON AN ORDER SHORTENING TIME...

...MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY INJUNCTION ORDER ON ORDER SHORTENING TIME...

...HELPING HANDS WELLNESS CENTER, INC'S OBJECTION TO THE RELEASE OF BOND FUNDS TO PLAINTIFFS

10-26-20 9:00 AM SUPPLEMENTAL RULE 16 CONFERENCE FOR PHASE III

11-6-20 CHAMBERS PLAINTIFFS THC NEVADA LLC AND HERBAL CHOICE, INC'S JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS FILED OCTOBER 1, 2020.

...PLAINTIFFS GREEN LEAF FARMS ET AL' JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS FILED OCTOBER 1, 2020...

...NATURAL MEDICINE, LLC'S JOINDER TO TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER AND SUPPLEMENT TO MOTIONS TO RETAX...

...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFF'S MOTION TO RETAX AND SETTLE COSTS...

...NATURAL MEDICINE, LLC'S JOINDER TO JOINT MOTION TO RETAX AND SETTLE COSTS FILED ON SEPTEMBER 24, 2020...

...JOINDER TO TGIG'S MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED SEPTEMBER 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS...

...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS (RE: MEMORANDUM OF COSTS OF WELLNESS CONNECTION OF NEVADA, LLC FILED SEPTEMBER 21, 2020) AND JOINDER TO ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE...

...RURAL REMEDIES, LLC'S JOINDER IN ETW PLAINTIFFS' MOTION TO RETAX AND SETTLE COSTS...

...RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS'...

...MOTION TO RETAX AND SETTLE COSTS...

...MOTION TO RETAX AND SETTLE COSTS (RE: LONE MOUNTAIN PARTNERS, LLC'S MEMORANDUM OF COST PURSUANT TO NRS 18.110 FILED SEPTEMBER 28, 2020)...

...MOTION TO RETAX AND SETTLE COSTS

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-8-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 15, 2020

A-19-787004-B

In Re: D.O.T. Litigation

October 15, 2020

3:00 AM

All Pending Motions

HEARD BY: Gonzalez, Elizabeth

COURTROOM: Chambers

COURT CLERK: Dulce Romea

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...RURAL REMEDIES LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...HERBAL CHOICE, INC.'S JOINDER TO TGIG'S MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION...

...WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION; AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS

Matters ADVANCED from October 16, 2020.

The Court having reviewed the Motion to Amend, the countermotion and the related briefing and being fully informed, denies both motions but clarifies as follows:

The order (and its analysis) applies to all Plaintiffs whether settled or not.

There is no need for the Court to specifically identify the entities as the State is the one enjoined not any of the applicants (whether settled or not).

Counsel for the State is directed to submit a proposed order approved by opposing counsel consistent with the foregoing within ten (10) days and distribute a filed copy to all parties involved in this matter. Such order should set forth a synopsis of the supporting reasons proffered to the Court in briefing and argument. This Decision sets forth the Court's intended disposition on the subject but anticipates further order of the Court to make such disposition effective as an order.

CLERK'S NOTE: A copy of this minute order was distributed via Odyssey File and Serve. / dr 10-15-20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Business Court Matters

COURT MINUTES

October 26, 2020

A-19-787004-B

In Re: D.O.T. Litigation

October 26, 2020

9:00 AM

**Mandatory Rule 16
Conference**

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 03E

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:

Dzarnoski, Mark S.	Attorney
Gamble, Clarence E., ESQ	Attorney
Graf, J. Rusty	Attorney
Gutierrez, Joseph A.	Attorney
Hone, Eric D.	Attorney
Koch, David	Attorney
Mikhaylov, Kirill V.	Attorney
Parker, Theodore	Attorney
Sharples, Andrew J.	Attorney
Shell, Alina	Attorney
Smith, Jordan T., ESQ	Attorney
Welch, Diane L., ESQ	Attorney
Williamson, Richard D.	Attorney

JOURNAL ENTRIES

- Parties appeared by telephone.

Mr. Parker advised he does not believe they have much to do; they have identified an additional expert and produced additional documents; there may be need for a limited time of further deposition as they do not believe they had the opportunity to go through the 1983 issues with the witnesses, primarily Mr. Pupo; they would be ready for trial by May or June at the latest. Mr. Gamble agreed with Mr. Parker's assessment. Ms. Welch stated that based on some of the recent disclosures

and experts they would like to do some limited written discovery; she agrees with the May - June timeframe; they are also now looking at a rebuttal expert.

COURT ORDERED, Mr. Parker may question Mr. Pupo for a period not to exceed 4 hours and this may be done remotely; Mr. Gamble will have an additional not to exceed 2 hours, and Ms. Welch 1 hour or more; Mr. Parker cannot use Mr. Gamble's time.

COURT ORDERED:

There will no longer be any amendments;

Supplemental initial expert disclosures where a party bears the burden of proof DUE by January 22, 2021;

Rebuttal expert disclosures where a party does not bear the burden of proof DUE by February 26, 2021;

Discovery cut-off SET for April 9, 2021;

Dispositive motions and motions in limine TO BE FILED by May 7, 2021;

Matter SET for jury trial (Phase III) on the stack beginning on June 28, 2021. Trial Setting Order will ISSUE.

The Court is hopeful that the matters can be condensed so the Court and parties do not spend 6 weeks with the jury. Mr. Gamble expressed that he hopes the Court is aware there are claims that will go against D.O.T. that may have not been resolved in Phase II, specifically unjust enrichment. Court suggested that counsel may wish to file a motion on that issue.

EXHIBIT(S) LIST

Case No.: A-19-787004-B

Hearing Date:

**MAY 29, 2019 – PLAINTIFF'S
MOTION TO COMPEL**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

Plaintiff: **ETW MANAGEMENT GROUP LLC**

Recorder: **JILL HAWKINS**

Counsel for Plaintiff

ETW:

ADAM BULT, ESQ.;

VS.

MAXIMILIEN FETZ, ESQ.

Defendant: **NEVADA DEPT OF TAXATION**

Counsel for Defendant

NV Dept of Taxation:

STEVEN SHEVORSKI, ESQ.;

KETAN BHIRUD, ESQ.; THERESA HAAR, ESQ.

See minutes for additional appearances.

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

**JANUARY 17, 2020
(CHAMBERS)**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date: **JANUARY 27, 2020**

Dept. No.: **XI**

Judge: HON. ELIZABETH GONZALEZ

Court Clerk: DULCE ROMEA

Recorder: **JILL HAWKINS**

Counsel for Plaintiff:

Counsel for Defendant:

SEE MINUTES

IN RE D.O.T. LITIGATION

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date: **MARCH 6, 2020**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

Recorder: **JILL HAWKINS**

Counsel for Plaintiff:

SEE MINUTES

Counsel for Defendant:

IN RE D.O.T. LITIGATION

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

MAY 12, 2020 – MINUTE ORDER

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

IN RE: D.O.T. LITIGATION

Recorder: N/A

Counsel for Plaintiff: N/A

Counsel for Defendant: N/A

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

**MAY 20, 2020 - MINUTE
ORDER: IN CAMERA REVIEW
OF MATERIALS IDENTIFIED BY
CLEAR RIVER (1:49 PM)**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant(s)

IN RE: D.O.T. LITIGATION

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

MINUTE ORDER:
IN CAMERA
REVIEW
(12:33 PM)

Hearing Date:

MAY 20, 2020

Judge: **HON. ELIZABETH GONZALEZ**

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

HEARING BEFORE THE COURT

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

**MAY 27, 2020 – MINUTE
ORDER: IN CAMERA REVIEW**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

IN RE: D.O.T. LITIGATION

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

**JUNE 2, 2020 - MINUTE
ORDER: IN CAMERA REVIEW
OF DOCUMENTS SUBMITTED
BY GREENMART**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

**JUNE 16, 2020 – MINUTE
ORDER RE: USB SUBMITTED
WITH MOTION TO SET TRIAL
ON OST**

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

IN RE: D.O.T. LITIGATION

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

JUNE 18, 2020 – MINUTE ORDER

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

Recorder: N/A

Counsel for Plaintiff:

Counsel for Defendant:

IN RE: D.O.T. LITIGATION

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date: JULY 13, 2020

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: **DULCE ROMEA**

Case Name: **IN RE: D.O.T. LITIGATION**

Recorder: **JILL HAWKINS**

Counsel for Plaintiff: 2

Counsel for Defendant: _____

HEARING BEFORE THE COURT

COURT'S

EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date:

JULY 15, 2020

Dept. No.: **XI**

Judge: HON. ELIZABETH GONZALEZ

Court Clerk: DULCE ROMEA

Case Name: **IN RE: D.O.T. LITIGATION**

Recorder: **JILL HAWKINS**

Counsel for Plaintiff:

See minutes

Counsel for Defendant:

HEARING BEFORE THE COURT

COURT'S

EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **A-19-787004-B**

Hearing Date: SEPTEMBER 8, 2020 - TRIAL
PETITION FOR JUDICIAL REVIEW (PAGE 1)

Dept. No.: **XI**

Judge: **HON. ELIZABETH GONZALEZ**

Court Clerk: DULCE ROMEA

Case Name: IN RE: D.O.T. LITIGATION

Recorder: **JILL HAWKINS**

Counsel for Plaintiff:

Counsel for Defendant:

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

CLARK HILL, PLLC
3800 HOWARD HUGHES PKWY., #500
LAS VEGAS, NV 89169

DATE: October 27, 2020
CASE: A-19-787004-B
CONSOLIDATED

RE CASE: In re: D.O.T. Litigation

NOTICE OF APPEAL FILED: October 23, 2020

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☒ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the court.*
- ☐ Case Appeal Statement
 - NRAP 3 (a)(1), Form 2
- ☐ Order
- ☐ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

***Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.*

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION; NOTICE OF ENTRY OF JUDGMENT; FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION; NOTICE OF ENTRY OF JUDGMENT; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

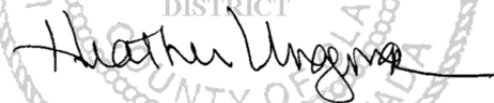
In re: D.O.T. Litigation,

Case No: A-19-787004-B
*Consolidated with A-18-785818-W,
A-18-786357-W, A-19-786962-B,
A-19-787035-C, A-19-787540-W,
A-19-787726-C & A-19-801416-B*
Dept No: XI

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 27 day of October 2020.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk